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One half the income from this Legacy, which was received in 1880 under the will of

JONATHAN BROWN BRIGHT

of Waltham, Massachusetts, is to be expended for books for the College Library. The other half of the income is devoted to scholarships in Harvard University for the benefit of descendants of

HENRY BRIGHT, JR.,

who died at Watertown, Massachusetts, in 1686. In the absence of such descendants, other persons are eligible to the scholarships. The will requires that this announcement shall be made in every book added to the Library under its provisions.

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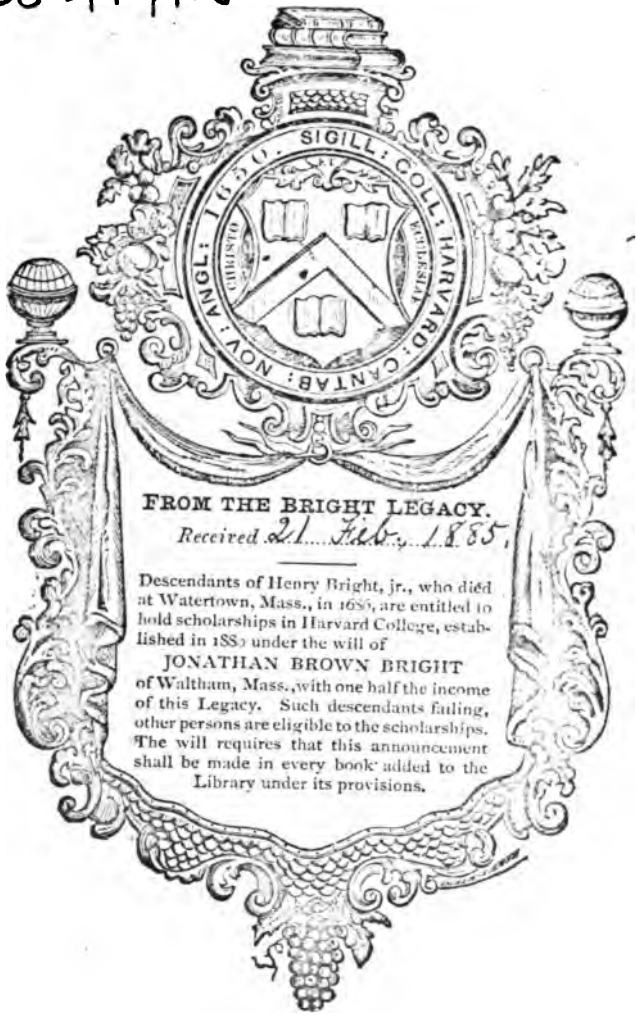

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Received 21 Feb., 1885.

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of Waltham, Mass., with one half the income of this Legacy. Such descendants failing, other persons are eligible to the scholarships. The will requires that this announcement shall be made in every book added to the Library under its provisions.

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THE

NORTH RIDING RECORD SOCIETY

FOR THE

PUBLICATION OF ORIGINAL DOCUMENTS

RELATING TO THE

NORTH RIDING OF THE COUNTY OF YORK.

VOLUME I.

QUARTER SESSIONS RECORDS.

(EDITED BY THE REV. J. C. ATKINSON.)

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INTRODUCTORY NOTICE.

THE principle on which the compilation of this, the first Volume issued by the North Riding Record Society, has been made to depend is that of passing by no entry whatever found in the "Minutes and Orders" made at the various Quarter Sessions comprised, without some notice, either in the way of a brief abstract or, in cases where the interest appeared to require it, of a literal copy, whether of the whole, or of such part as seemed to call for special attention. And the said principle was adopted in deference to the instructions of the Council of the Society which required a "complete Calendar Index" of the contents of the Volumes of Records dealt with, "without any omissions." In this way it was thought the members of the Society would be best enabled to see what the nature of the various entries really was, and what the matter, and the character of the matter, available in that particular portion of the Records preserved at Northallerton essentially were. The first Volume having been compiled on this principle, it is not proposed further to continue the publications of the Society on the same lines. For the future only the entries, whether of Minute or Order (so far as the series of Records at present in hand is concerned) which appear to possess an adequate amount or degree of interest will be dealt with in the way either of abstract, extract, or copy. The great bulk of the entries touching petty larcenies, common assaults, trifling robberies, and, in brief, minor offences generally, will be simply noted in the body, or at the close, of the Minutes as having been made matters of presentment by the different Pannells, so many of either kind, at each several Sessions. And in this way it is hoped that a sufficient notice of the contents of at least three times the bulk of what has been dealt with in the present Volume will be laid before the reader in this the second year of the Society's existence.

In regard of the contents of the Volume now completed a few remarks by the Editor may perhaps be permitted, if not indeed assumed to be called for. They will, however, necessarily be brief,

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and limited to a few subjects out of the several involved in the various Minutes and Orders.

And first as to Recusancy. It will be seen, by a reference to the Index, that on no less than twenty-five pages divers lists of persons presented as Popish Recusants are met with. But the most cursory observation will discover that, in many different cases, these lists are but repetitions, with more or less addition or deduction, of what has gone before. Not a few of the persons presented are presented six or eight times, and some of them even ten, or twelve times, if not oftener still. So that, although in the aggregate the number of persons presented as Recusants seems to be considerable, it is in reality subject to very heavy deductions.

If one could rely upon the sufficiency of the statistics afforded by these lists, the Wapentake of Rydale would appear to be the chief stronghold of the retainers of the older form of faith; and it is at least worthy of passing notice that those places in the Wapentake of Langbargh which have, so long and so commonly, been regarded as places to which "the Reformation never penetrated"—specially Egton and Ugthorpe—do not figure in these Records as being chiefly, or even largely, occupied by Roman Catholics. Certainly presentments are met with of Recusants living in Egton and Egton Bridge; but the name of Ugthorpe is not so much as mentioned in the Minutes spreading over the years 1605 to 1612.

But then it is not by any means certain that, while the Chief Constables of Rydale distinguished themselves by zeal in presenting the Recusants resident within that Wapentake, the persons under like authority in other Liberties or Divisions were by any means equally zealous. In fact there are indications in the body of the Minutes and Orders, and in divers places, which seem to point to a noticeable degree of remissness* in this particular; and thus it is quite possible that, so far as the present Volume is concerned, the statistics in it touching the numerical proportion of Recusants among the total population of the North Riding may have to be regarded as marked by a very sensible degree of insufficiency.

In the course of the second Volume, however, now in process of preparation, a period is arrived at in which another set of documents becomes available, which can hardly be spoken of in any sense as insufficient; for there are among the other Records at Northallerton two volumes of Indictments of Recusants at the Quarter Sessions dating from 1614 down to 1629; and from these the fullest particulars will be abundantly derived.

But in writing thus the Editor is, and perhaps not altogether in-

* See, for instance, an entry on p. 262.

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directly, however unintentionally, suggesting a thought which cannot be far from the mind of any historical student with the following pages before him; the thought, namely, that of all the many topics presented for consideration or illustration in the glances afforded by these local memoranda of the condition and circumstances of the North Riding at the commencement of the seventeenth century, no one can be fairly or adequately dealt with until the Records of a longer space than only seven or eight years have been examined, and noted or abstracted; until more materials for forming a judgment and, perhaps, coming to some conclusion as to the social and material state of the district, have been laid before the reader.

And truly, so it is. Take, for instance, the item of what are called "times' prices," some seventy or seventy-five of which will be found spread over the whole extent of the volume,—twelve or fifteen of the value of sheep and lambs, nearly as many of the value of the horse, several of the value of different kinds of grain, others in which geese, fowls, moor-game, rabbits, eggs, salmon, and so forth are valued, as also oak and ash trees, articles of wearing apparel or household plenishing, iron chains, shackles, saddles, or the like,—still, with all the interest attaching to such items, and the information they afford, one cannot but feel that it is imperfect. When we find on one page two sheep valued at 12d., on another of the same date an ewe worth 10d., and on others, a little before and a little after the said date, the value of the same animal varying from 2s. 6d. or 3s. to 5s., or even 6s., we feel that we want more data on which to found an induction as to the time's price of the sheep, or at least more precise information as to the considerations under which the estimated value was affixed.

The same remark holds equally good in reference to the value of horses. Thus on one page we have a mare and foal set at £5, another mare at 40s., a two-year-old entire colt at £5, and a third mare at 40s., the saddle and bridle being worth 5s. But only three pages earlier a horse and a mare together are valued at 40s.

In one entry conies are put at 1s. each, in another three are set down as worth the same sum.

Three sheaves of rye in one place are estimated as worth 1d., while on the same page a stook (or twelve sheaves) is valued at 2s. 4d.

Again, there are but very few entries such as a quarter of a peck of undressed wheat for 2d., a bushel of malted barley for 12d., a peck of barley-meal for 4d., a bushel of barley for 4d.; and even these are deprived of some of the interest which belongs to them by the arbitrary scale of labourers' wages, fixed, as it was, at the discretion of the Justices under the authority of a special act of Parliament.

But yet again. It would be very easy by aid of the Index to

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ascertain precisely how many offences of any given kind were dealt with in the Quarter Sessions held during the eight years and upwards over which the Minutes and Orders noted in the following pages are spread:—so many cases of bastardy, for instance, so many of assault and battery, so many of felony or of petty larceny, so many of brewing without license or keeping unlicensed alehouses, and the like. But before such statistics as these can be of any real practical value, of any more actual and instructive interest than the flint arrow-head picked up from the surface of the ploughed field, or a curious fossil from a surburban 'rockery,' it is altogether essential that another set of statistics should be ascertained and rendered available. What is meant is, that, given that the Justices in Quarter Sessions had to make orders in half a dozen affiliation cases, on the average, in the course of a year, no clue is given as to comparative sexual morality of the people unless we know what the population of the district embraced, actually or approximately, amounted to. And the same remark holds good, *mutatis mutandis*, relatively to all the other offences mentioned above, besides many another neither specified nor indicated.

Similar, though not the same, considerations attach themselves to a class of entries or notices of a totally different character, but of by no means less interest or importance—namely, the presentments dealing with the nature as well as the state and condition of the highways and bridges. Here, it might be assumed, we might expect to have an amount of precise information, an array of practical data, which could not but be both valuable and available towards forming a clear idea of that class of facilities for locomotion. But in reality it is not so. Certainly the stone-flagged causeway comes repeatedly under notice as in many an instance forming or constituting the highway or King's way or street or high-street commented on. So too does the mere footpath. But when we come to try and ascertain the precise meaning of the term 'highway' or 'high-street,' even in districts such as that a few miles north of York, great vagueness, not to say entire obscurity, will be found to prevail. There is no reason whatever in these entries for assuming the existence of any better highways or roads than the rude, totally inartificial cart-tracks which may be found at this day on any part of the North Riding moorlands, and which, when they become too wheel-worn or weather-worn to be further practicable, are simply deserted for a fresh line close alongside, or at least as closely alongside as the nature of the adjacent surface will permit.

So too with respect to the Bridges named. While we are made aware that many more than one or two of them were of no better material than wood, it is doubtful whether one in twenty was wide

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enough to give passage to a modern cart, or other vehicle of the present day. If we take the case of Yarm Bridge, perhaps one of the most important in the whole list, while the merest inspection suffices to show that it has undergone the process of widening at two different times, a very little additional observation renders the narrowness of the earlier or mediæval section of it singularly conspicuous. Moreover, out of five mediæval bridges which existed at the beginning of the present century in the immediate district in which this is written (three of them being still extant), no one was suited to the exigencies of modern traffic until they had been widened by a material interference with the parapet of the original structure. Indeed, in the case of one of them, the original parapet had been bodily removed, and replaced by wooden posts and rails. The dates of all these bridges seem to be relegated to some part of the fourteenth century*; two of them to a very early part of it; and there is reason to think that all of them had either fallen through wear and tear and decay, or had been taken down and rebuilt, some very considerable space of time before the widening above referred to took place. All of them were of one character; singularly narrow, as has been noticed, and with very lofty or high-pitched arches, giving occasion to the local name for them of Bow bridges. All of them too were built alongside a ford or 'wath,' and all of them were approached by the stone causeways which, it is matter of history, formed the only roads into divers parts of this district even so lately as a century ago, or but little more. But no part of all this is apparent from the entries in the Minute Books at present under hand.† The paved space or approach at either end of the bridge is specified in more than one entry, and in the Bridge Book an item occurs on account of the "leading of paving cobles," of course in connection with such paved approach or pavement.

On all hands then, so far as the topics thus suggested or adverted to, and others like them, are concerned, while it is apparent that we have a mass of most interesting and valuable information stored up in the Records from which the present Volume takes its origin, it must be

* One, built over the river Esk at Sleights, from the testimony of a document in the Whitby Chartulary, appears to have been constructed—the first permanent bridge in the district—quite early in the previous century, and beyond doubt was simply suited to the horse-traffic of the time.

† More information, but still unsufficing, is to be gathered from the entries in the Bridge Book. Thus in the memorandum of repairs of How Bridge (f. 38), payments are recorded for "timber for making fower paires of jewells and one odd jewell," for "33 somers," (f. 44), for "blanke bordes, stoops and railes"; for "two pieces of timber to keep in the stones at both ends of the bridge," and so forth, from which it becomes apparent that wood entered largely into the construction of at least some of the County Bridges at the time specified.

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more than equally obvious that we are by no means yet in a position to draw precise inferences, or, much more, make out authoritative statements bearing on the general circumstances of the district, agricultural, commercial, political, or as to the condition and character of the inhabitants, socially, morally, or physically. Much more must yet be done before we can arrive at such a starting point, and that much more not only in the direction indicated by the present Volume but in other and collateral directions also, and those, some of them at least, such as to suggest the necessity of extraneous assistance.*

Among other matters that may be briefly touched upon are the paucity of cases in which anything resembling a proceeding on account of alleged witchcraft, or anything assimilating with it, is met with, and the frequency of cases of personal insolence to this or that Justice, or of insolence to the assembled Bench or technical Contempt of Court. However unjustifiable, from one point of view, any or every such instance of ebullition may be, it seems impossible, with these Records before us, to doubt that there was but too often a very substantial basis for dissatisfaction, or a still stronger feeling, on the part of many who were brought into contact with individual Justices or the Bench at large. So many instances of illegal procedure, of high-handed injustice, rather than summary justice, are recorded as mere matters of fact, publicly and unhesitatingly done, that it is easy to conceive the existence of cases, only too numerous, of hardship, injustice, oppression, or even persecution, suffered at the hands of the local ministers of justice. The public apology, mercilessly enforced maybe, and both in Court and in the Parish Church, the pitiless whipping, even of women, the discretionary power possessed by the Constable of punishing the habitual scold, the cucking-stool,—it being an indictable offence for a township to be without one!—the stocks, the offender seated therein for three mortal hours in full market time, the liability to impressment for the King's service, both horse and man,—all these, and many more like, are features of the time, and will help to furnish forth the fuller notice of the social and physical aspect of the Riding which

* In this connection it is open to the Editor to suggest that the custodians of the Parish Registers throughout the North Riding might render very important help towards the formation of a tolerably trustworthy estimate of the population of the Riding at or about the time when these Records commence. A form duly prepared might be circulated, in which should be tabulated the total number of children baptized, of couples married, and of persons buried during ten years commencing simultaneously with the Records; and again similar returns might be made for ten consecutive years a quarter of a century later. From such data as would be afforded by such tables a little calculation would be successful in eliminating tolerably accurate returns as to the number of the population, and whether it was permanent, or on the increase, or the reverse.

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will eventually become possible with a closer and more lengthened investigation of the materials afforded by these old Records of the past.

It only remains* to add a few words touching the Index and the principle and mode of its compilation. With every effort to compress it within reasonable limits it has still assumed undue proportions. In compliance with the requisition of the Council, no personal name has been (otherwise than accidentally, if at all) omitted. On the contrary, place names, where they only occur as those of the residences of this or that person presented, have been systematically omitted, as matters of no sensible interest. Special local names, and the names of places where notable incidents occur, are for the most part inserted. Wherever an offence of any given kind, such as brewing without license, keeping an unlicensed alehouse, taking in an "undersettle, inmate or by-tenant," not giving in the names, ages, and pay of servants engaged or retained, &c.—wherever any offence of these or other denominations occurs, the page in which it occurs is noted in the Index, but not the number of times in which it occurs. For instance, in p. 93, there are three cases of "default of bowe and arrowes," nine of "breaking the assise of ale," seven of "erecting or contynuing a cottage contrary to the Statute," three of "suffering play at cardes," but the reference in the Index merely indicates that an instance (or instances) of each such offence occurs (or occur) in the specified page. On the same principle, the names of the residences of the several Jurors (except when two or more of the same name occur) are not printed, economy of space in an Index that, with all possible efforts at compression, takes up nearly three sheets and a half out of the twenty-one sheets the book consists of, to the utmost allowable degree, being obviously imperative.

* The words of Philological interest which occur, and the notes upon them by the Editor, must speak for themselves; and by grouping them together, all under one head in the Index, reference to them is greatly facilitated. Either from the purely Philological point of view, or from the more special Glossarial point, the interest of not a few of the words or phrases noted is instantly seen to be very great. Two or three of them even seem never before to have been recorded in any collection of words as English vocables, or forms of vocables. Such are, for instance, "wavering," "javelette," and "undersettle."

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QUARTER SESSIONS RECORDS.

[SERIES A.—MINUTES AND ORDERS. VOL. A[1].]

THIRSKE,

[1.] Quarter Sessions at, 11 April, 1605. Before Edw. Yorke, Henry Belassys, Rich. Theakston, Timothy Whittingham, Rich. Cholmeley, and Rich. Vaughan, Knts., Rob. Brigges, Walt. Bethell, John Constable, Christopher Aske, Chas. Layton, Rich. Aldbrough, Hugh Frankland, Tho. Norcliff, Henry Tankard, and John Gibson, Esquires.

William Davill, Under Sheriff, appeared for Sir Richard Gargrave, High Sheriff.

FIRST PANNELL.

James Best, Sawcocke, Gent[n].		Tho. Stoope, Ma[r]sk, Yom[n].	
John Nelson, Thorpfeld	,,	Will. Webster, Brotton,	,,
Edw. Cloughe, Skipton, Yom[n].		Will. Emerson, Skelton	,,
Will. Bell, Thirske	,,	Matt. Foxton, Brompton	,,
Henry Bell, Fawdington	,,	Will. Rymer, ,,	,,
Brian Miles, East Harlsey	,,	Rob. Wilkinson, Thornton-in-le-Moor	,,
Rob. Morrell, Thirkleby	,,		
Tho. Fisher, Huton	,,	Rob. Hardwick, Pickering	,,

WHO PRESENT—

Simon Johnson of Sutton in the Forest of Galtres, mason, and Elizabeth his wife, for stealing a kettle.

[1[b].] The inhabitants of Newton Morrell, for not having a Constable.

Will. Wilson, Constable of Great Langton, for non-appearance at the Sessions held by the High Constable of the Wapentake.

Will. Sadler and Tho. Johnson, Overseers of the Poor in Great Smeaton, for negligence in the execution of their office.

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Michael Meeke, one of the Churchwardens of Kirkby-on-the-Wiske, for not paying the sum due for Lame Soldiers and the Hospitals.

Wilfrid Fewster of Byland, for retaining in his service Christopher Blacke without the licence or certificate of the said Blacke's late master.

Clara Newstead of Skipton, and Agnes, wife of Will. Wilson of Morrton Graunge, as Recusants.

[2.] The inhabitants of Erryholme, for not repairing the high-street* and King's way (*altam stratam et Regiam viam*) at Breakhowse; and the inhabitants of Baldersbie, for not repairing the King's highway between Skipton Bridge and Hedlandfeild.

SECOND PANNELL.

John Hanforth, Thirske, Gent^{n}.	John Gaines, Mawnby, Yom^{n}.
Henr. Metcalf, Maunby ,,	Tho. Metcalf, Chantry ,,
Leonard Sayer, Whitby ,,	Francis Hunton, Carthorp ,,
Rich. Parkinson, Pickering, Yom^{n}.	Rich. Geldert, Carlton ,,
Will. Chapman, Hollings ,,	Ja^{s}. Lightfoot, Redmire ,,
Rob. Fawdington, Awdwark ,,	John Fosse, Wensley ,,
Geo. Garnett, Skewsby ,,	John Raper, jun^{r}., Sinderby ,,
Thos. Tennant, Awdwark, ,,	Henr. Grant, ,, ,,
John Palliser, New[b]y-on-Wiske, ,,	Rich. Doggett, Ainderby ,,
	Thos. Dunne, ,, ,,

WHO PRESENT—

Rob. Metcalf, yoman, and Walt. Spence, tayler, both of Borowby, Constables, for not seeing the day watch† kept at that place.

[2^{b}.] Rich. Hick and Francis Hick, tanners, Fr. Smith, butcher, —— ———, shomaker, —— ———, laborer [Entered before in

* Many instances will be found as we proceed of the use of the word *high-street*, and in some instances as applied to what we should hardly speak of now-a-days as more than an old footpath. In many cases, no doubt, the high-street or road in question was just the old flagged causeway, not a few of which still exist in many parts of the North Riding, and alongside of which in many places the more modern highway, turnpike, or macadamized road has been constructed. Such causeways—often specifically designated pannierman's causeways, or causeys, until quite recently—are fitly described by the word *strata*.

† By the Statute of Winchester, 8 Oct., 13 Edw. I., all townes were to be watched the night through. Cities were to have six men at every gate, borough townes twelve appointed for the general purpose, and every other towne—and it will be observed that in these Records all country places even are called townes—"five or four according to the number of the inhabitants of the towne, who were to watch the towne continually all night from the sun setting unto the sun rising, and to arrest all strangers until morning, when enquiry should be made, &c."

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another book for the Roule]. Joh. Jackson, tinkler,* Anth. Pearson, laborer, and Jas. Goodrigg. shomaker. all of Thirsk, for entering a close called Dowland, belonging to Tho. Dickes, gent., and there cutting down and carrying away 40 oak timber-trees of the value of 40s.†

Edm. Cloughe of Skipton, for not paying his poor-rate at Topcliff for a year, amounting to 2s.

Rich. Pyburne of Awdburghe, for non-appearance at the High Constable's Sessions, held at Greatay Bridge. and Geo. Helmsley of Marrick, for the same.

Helena Warterman of Stratford, for keeping an unlicensed alehouse and illegally selling ale there.

[3.] Edw. Rainfurth, for keeping a bushel-measure a quarter of a peck short and refusing to have it made right.

Rob. Trewman of Pilfytt within the lordship of Byland, for that "he did beame three webbes of lynnen cloth;" ‡ also Geo. Anderson of Little Thirkleby, and John Munkton of Bagby, for the like.

The inhabitants of Southolme, for not electing a constable within their vill.

Edw. Willy of South Ottrington, for keeping greyhounds contrary &c.

John Gill, Hanforth's wife, William Bruswood, Will. Kirkby, Tho. Foxe, John Scotson, all of Thirske, for severally refusing to pay the cess imposed on them for the relief of the folk suffering under the visitation of pestilence, contrary to Christianity,§ &c.

[Side-note.—The overseers did justifie in Court that this assessment was payd, and therefore the Court at Thirsk, holden ye 8 of November, 1605, thought good to dyscharge them.]

* The common north-country word for *tinker*: "so called," says Skeat, "because he makes a *tinking* sound; from M. E. *tinken*, to ring or tinkle," *tinkle* itself being "a frequentative of *ting*."

† A valuation fairly supported by other like valuations a little earlier or nearly contemporary.

‡ This entry, in Latin or in English, is of frequent occurrence. The explanation is found in a Statute of Elizabeth's time (1 Eliz. c. 12):—"Where certain evill disposed and deceitfull persons, using to buy and ingrosse into their hands great store of linnen cloth, doe use to cast the pieces of cloth over a beame made for their purpose, and doe by sundry devices racke, stretch, and draw the same both of length and bredth; and that done, do then with battledores, pieces of wood, and other things, sore beate the same, even casting thereupon certain deceitfull liquors mingled with chalk and other like things, whereby the said cloth is not only made to seem much finer and thicker to the eye than it is indeed," but damaged, &c., &c.

§ An act was passed 1 James, authorizing mayors, bailiffs, head-officers, justices of the peace to tax the inhabitants of any city, borough, &c., &c., for the relief of those in it sick of the plague; and if the means of the place itself were inadequate, then to tax the country within a circuit of five miles from the infected place. The infected were put under strict laws of quarantine, and watchmen appointed to stay their ingress into all towns, &c., by night or day.

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LANGBARGH.

[3b.] RECUSANTES.*

That Barnabas Pearson of Pickton is a Recusant, and does not come to his parish church, but utterly absents himself therefrom, contrary &c.; Anne Pearson, wife of the said Barnabas, Jane Orton, William Grasson, and Jane his wife; John Brone, tynker, Tho. Hurd's wife, Margaret Whitton (*nuper Recusans*), Henry Willowby, Elizabeth wife of Richard Pearson, and John their son of the age of 18 years, Recusant and non-communicant, all the above of Pickton.

[4.] KIRKLEVENTON cum CASTELLEVENTON.—Thos. Man, yoman, and Susanna his wife, Stephen Blades, Katherine Marley, Ralph Royse (reformed and submitted) and Margar[et] Royse, Elizabeth Smith, Michael Otley, Margery Otley and Phillis Otley, Isabell Maxwell, Geo. Sayles and Margaret his wife, Francis Ingram, Cuthbert Ayre [4b], Syèth Hall, Dorothea Watson, William Simpson, Jane Whitton, John and Jane Goldesbroughe, and John Gibson, all of the same.

MIDLETON super LEAVEN.—Cuthbert Clarkson, laborer, and Isabell his wife, Isabell Melton, spinster, Phillis Slommer, spinster, Dorothea Clarkson, spinster, John Johnson and Miles Johnson, laborers.

SEAMER.—James Jehnum,† husbandman, Margaret his wife and Ursula and Anne his daughters. [Note:—James and Margarett, these two, ye Sessions at Thirsk, 14 Apr. 1607, appeared after proclam[ation] and would not submit, therefor stand convict according to ye statute.]

[5.] Will Rontree and Margaret his wife.

YAROM.—Edward Banke, laborer, and Widow Thompson.

MARTON.—Elizabeth, wife of Tho. Wildon, gentleman, Henry and Geo. his sons, Maria, Anne and Elizabeth his daughters, and John Poond his servant, and Alicia wife of Thomas Kendall, pyper.

* At this, the first occurrence of proceedings against Recusants, it may not be superfluous to remark that it was in this year (1605) that the Gunpowder Plot was devised, or to note that the King, "to protect himself from the odium of secretly favouring popery, found it necessary to press with impartial rigour upon the Catholics" (Mackintosh, England, iv. 184). No charge might be less just than this, yet it was supported by evidence which excited in the minds of more than the Puritans a good deal of uneasiness. It was alleged that James had permitted the most severe of the penal laws against the Roman Catholics to fall into disuse, that he had connived at the celebration of the mass in private families, and had not, as required by the law, expelled all priests and missionaries from England. He, therefore, adopted a new line. *Inter alia*, a proclamation appeared renewing the legal fine of £20 per month upon all Recusants, and even claiming arrears of the same; greater severity in their persecution was shown than of old, and, as Green states (Short History, p. 463), "six thousand Catholics were presented as Recusants in one year." Entries illustrative of the fine of £20 a month will be found a few pages farther on.

† An unusual name, and as it is written with a contraction, it is not certain that it is correctly expanded.

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MALTBY.—Elizabeth Jackson, Recusant for two years.

POTTOE cum GOULTON.—Thomas Wilson, Eleanor his wife, William and Margaret Wilson, Margery the wife of Henr. Waterton, [5b] Jane Stockton, Eleanor Ellerby, Elizabeth Watterton, and Geo. Wright.

STOKESLEY.—Peter Brasse and Agnes his wife, Rob. Brasse, singleman, Margaret Rachester, Will. Bartram and Michael Bartram, Thomas Morley, Rich. Wilkinson's wife, Christ. Hutcheson, his wife Margaret, and Leonard Hutcheson, singleman, Geo. Harrison, Jennet his wife and Ellis his daughter, [6] Will. Swinbanck's wife, Bartholomew George and his wife, Rob. Warmouth, his wife, Widow Warmouth and Margaret Warmouth, Henr. Harrison, Lancelot Gibbon, Widow Morley, Christr. Wilkinson, and Henry Warmouth.

[Note at foot.—All theis Recusantes aforesaid were presented to the Jury by Mark Lyell, Will. Baites, Cap. Constab.]

RYDALL WAPENTAKE.

HELMESLEY.—Anthony Jackson and Isabell his wife, Will. Hart.

COWTON.—Anthony Lowdy and his wife.

[6b.] BUTTERWICK (in the parish of Barton).—Richard Colson, Isabell wife of Peter North, Barbara wife of Rich. Gower, Marmaduke Beckwith and his wife.

KIRKDALE.—Agnes Pearson and Geo. Pearson, Rob. Young, Lancelot Bullock and his wife, Kat[h]erine Baker.

HOVINGHAM.—Elizabeth wife of Tho. Bullocke of South Holme in the parish of Hovingham, and Nicholas Bullock, Geo. Spenser and Maria his wife, Rich. Moore and Jane his wife, Cuthbert Littlefeere, Henr. Wildon [7], Rich. Lee, Kat[h]erine Davison, Anne wife of Edw. Skaling [conformed as appeares by certificat], Alison wife of Rich. Thornton, Margaret wife of Tho. Bonwell, Jane Clarkson, widow, John Harrison, Prudence wife of Henr. Skelton, Alice wife of Tho. Gryme, Kat[h]erine Theaker, Phillis wife of Benedict Crathorne, Margaret wife of Will. Robinson, Kat[h]erine wife of Rob. Hardwick, and Anne wife of Tho. Hick.

THE JURY FURTHER PRESENT—

that Walt. Cheesman has encroached on the King's way within the lordship of Normanby, and made it narrower, so that the King's lieges &c.

[7b.] RECUSANTES adhuc:

KIRBY WISK.—John Cooke.

NESDELSIDE [Eskdale-side].—James Hebborne and Elizabeth his wife, Anne wife of Henr. Fotherley, and Ellis his mother, Geo. Posgate and Isabell his wife.

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SLEIGHTS.—Rob. Hill and his wife, Alice wife of Rich. Wilson, Parcivall Chapman, John Chapman and his wife, Francis Hill and his wife, Rich. Tailfurthe and his wife.

ESDELSIDE.—Frances wife of Rob. Hudson, and Jane Snawdon.

[8.] COVERHAM al^s. CORAM.—Cecilia Bainbrigg, widow, Lucy wife of Mathew Baine.

Henry Cowpland was at this Session elected and sworn High Constable for the Wapentake of Rydall, vice Roger Ringrose.

ORDERS at the above Sessions, or a brief thereof.

ORDERED THAT George Metcalf of Hude, a Recusant, bound by Recognizance in the Rolle, shall repaire unto the Lo. Archbushop of Yorke before the xxth daie of Aprill, 1605, and to have conference with him or some of his chaplens touching pointes of Religion; and also to appeare at the next Gaole delivery there to answere &c., for his Recusancie.—Vide Rotul[um].

Francis Trewman and Geo. Trewman of Sutton under Whistoncliff, shall be bound by Recogn. with condition ut supra.—[Vide Rotul.]

WHITBY BRIDGE.—The High Constables shall bring in the Assessments behind for the said bridge to Thirsk before the 29 of Aprill, sub pœna xls., and the same to pay over to Stephen Mills and Rich. Sneaton, at the house of Henry Davison.

FARNDALE.—All matters amongst the Inhabitants touching Sessements there be referred to Sir John Gibson, Knt., Tho. Davill, Tho. Norcliff, Esquires, and Rob. Simpson, Gentn., to heare and determine, and to tak them bound to stand to their end.

Edward Mills of Pickeringe, Clerk, be brought before some Justice of Peace, to be bound to the good behaviour erga cunctos populos, et præcipue erga Will. Grayme de Spaunton, and if he refuse to enter bond with good surties to be sent to the gaole.

Christopher Davill do pay iiid. in the week with the arrerages for the relieff of the poore in Cuckwold.—[Vide Rotul.]

[8^b.] John Wood of South Kilvington, milner, an obstinat Papist, taken with diverse Popish bookes, &c., be committed to the gaole for his Recusancie and refusing to be conformable and submit himself to the Law.

Isabell Jackson of Mowthorp, a poore woman, be relieved by Tho. Wildon of Overton, Gentn., for some reasons in the Rolls set downe.—[Vide Rotul.]

Christopher Grene and Michael Raley of Strensall, touching the non-payment of xs. to the High Constable of Bulmer, be referred to be ordered by Sir Will. Bambrigg, Knt., and Rich. Darley, Esq.

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Touching the repaire of Yarom Bridge,* Sir Henry Belassys, Sir Edw. York and Sir Rich. Cholmeley, Charles Layton and John Constable, Esquires, are to move the Lord Bushopp of Durham for present repair thereof, the greatest defect and decaie thereof being in that syde towardes the Bushoprick of Durham.

For repair of Wath Bridge xxxli. shal be estreeted thorough the North Ridinge of the county of Yorke: And the Court requires the Justices within Birdforth to estrete and cause their proportion to be collected for the same.

VINTNERS.—See the order in the Rolls for them.

Robert Metcalf of Borowby, being Constable and Ale-house-keper there, be discharged from his office of Constable, and from brewing, by reason of disorders in his house, and is bound to the good behavior. —[Vide Rotul.]

Jane Nicholson:—for the relief of her bastard child an order is sett that Miles Danby shall as well weekly pay xd., as also xxs. arrerages to the nurse for keping the said child, by reason he receyveth the profitts of the landes of Anthony Burton, the reputed father of the said child; and the mother to find it clothes.

John Ingram, a lame Souldiour, his pension of lxvis. viiid. is now by the Court taken from him for some Reasons in the Order in the Rolls specified, and he is only to have xxxiiis. iiiid. paid him, being the whole arrerages of his said pension unto this daie, and his pension so to rest.

[9.] Treasurer named for Lame Souldiours, Francis Lassells of Northallerton, Gentn.

A childe found on the common betwene Bagby and Sowerby, for relieff whereof Order is taken by the Court as appeareth per Rotul.

Elianor Barrey,—her bastard child to be relieved within the parish of Old Byland, and a provision made accordingly as by the Roll may appeare.

Marmaduke Wood of Litle Smeaton, by reason of the burning of his house and all his goodes in it, have allowed the somme of liiis. iiiid., presently to be paid to him by the Thresurers for the Hospitalls.—[Vide Rotul.]

Thresurers for the Hospitalls for the yeare now following.—[Vide Libr'.]

STOKESLEY.—Proxima Sessio Pacis pro Divisione de† Langbergh, &c., tenenda apud Stokesley die Martis ix° die Julii prox. futuri.

* A series of very curious and interesting entries touching Yarm Bridge will be found in following pages, and especially in the Abstract of the Bridge Book, and extending from the present date to the year 1624. It is thought better not to anticipate by giving detailed extracts in the present place.

† Written *pro*.

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RICHMOND.—Prox. Sessio Pacis pro Richmond et Allertonshire tenenda ap. Richmond die Jovis xi° die Julii prox. futuri.

FINIS HUJUS SESSIONIS.

Apud Sessionem pro les Alehouses tent' apud Cuckwood (Coxwold), xix° Aprillis, a.r. Jacobi Regis &c. tertio, A°. Dnl. 1605.

Robertus Burton of Lecby within the Wapentake of Hallykeld in Richmondshire, formerly elected at the late General Session held at Thirsk, is now, viz., on the 19th day of April aforesaid, at Cuckwood aforesaid, sworn one of the High Constables of the Wapentake of Hallykeld, vice Tho. Sowerby, late High Constable of the same, before Sir Henry Belassys, and Hugh Frankland and Henry Tankard, Esquires.

STOKESLEY,

[10.] Quarter Sessions at, 9 July, 1605. Before the Rt. Honble. Ralph Lord Eure, and Will. Mauliverer, Chas. Layton, John Constable, and John Theaker, Esquires.

Alexander Dixon, Deputy Sheriff, appeared for Sir Rich. Gargrave.

PANNELL.

Tho. Foxe, Marderby, Gentn.	John Umfrey, Thornton, Yomn.
Henr. Hewerdyne, Broughton ,,	Mich. Wilcock, Stainton ,,
Geo. Garnett, Skewsby ,,	Tho. Stowpe, Marsk ,,
Michael Jackson, Ayrsam ,,	Will. Barker ,, ,,
Bryan Myles, East Harlesey, Yomn.	Rob. Harrison, Cotam ,,
Michael Myles ,, ,,	John Cuthbert, Kirkletham ,,
John Crowe, Upletham ,,	Francis Welbury ,, ,,
Rich. Corner ,, ,,	Will. Stowpe ,, ,,
Mathew Lownsdale, Maltby ,,	John Butterwick als. Gibbon ,,
Thomas Pressick ,, ,,	

WHO PRESENT—

Christopher Sampler of Whenby, labr., for stealing six white sheep at Alne, of the value of 20*s.*, belonging to Rich. Allan of Alne.

[10b.] Tho. Stodder als. Stother of Tolesby, piper, and John Richardson of Skipton-on-Swale, labr., for stealing five white sheep and two lambs, at Woddale Rigg in Kildale, of the value of 30*s.*, belonging to Oswald Mason of Kildale, and also for stealing, at the same place and time, one white sheep and one black one, and two white lambs, worth 13*s.* 4*d.*, belonging to Nicholas Mason, husbandman.

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Geo. Sparling al^{s}. North of Butterwick, yoman, for assault at Swinton in Rydall, by the road between Malton and Foxton, on Simon Dickins of Foxton.

Rob. Culley of Crathorne, lab^{r}., for smashing a seat at Rudby, placed in a close belonging to John Ingleby of Rudby, Esq., on which the said John, an old man and lame, was wont to rest himself, to the great damage &c.

John Nicholson, late of Appleton in Spaunton, husb^{n}., Will. Burton, with Hugh Ellerby and Thomasina his wife, all of the same, with others unknown, for entering and breaking down a house newly erected at Appleton aforesaid by John Bransdale, tenant of Will. Carrington.

[11.] [After citing the Statute 18 Eliz. against extortion under pretext of legal process] Rob. Carver of Northallerton, lab^{r}., and Tho. Mathew of the same, butcher, for extorting at the dwelling-house of —— Langley, widow, at Stokesley, 10*s*., under colour of an information by the said Rob. Carver against Rob. Walker of Marton in Cleveland, lab^{r}., and also a promise from the said Rob. Walker of the payment of 3*s*. 4*d*. more, &c.

James Poskeett (or Posket) of Sleights in Whitby Strand, for keeping an unlicensed ale-house.

Will Raper of Skipton-on-Swale, for the like.

Rob. Morrell of Little Thirkleby, "quod obtundit et verberavit x^{m} pecias panni linnei,"—Anglice, did beame ten webbes of lynnen cloth of the length of 20 virgates* the piece.

[11^{b}.] Tho. Morrell of Thirkleby, and Rob. Trewman of Pilfitt (near Byland), for the like.

Will. Wilson, Constable of Thornebargh, for non-appearance at the Petty Sessions at Thirske before the Chief Constable, &c.

The inhabitants of Welberie for not keeping their due watch.

John Hooge and Rich. Rymer of Bagby, for not keeping their watch in the day time.†

Rob. Wilbank of East Harlsay, brewer, for selling ale at an excessive rate, viz., vid.‡ a gallon, contrary, &c.

* Virga is the Latin word used for a yard measure in these records, and doubtless the virgate here is the measured yard. But the word is elsewhere used to imply a larger measure, namely, the rod or pole. Pr. Pm. gives "*ȝerde*, baleys, *virga*," and "*baleys*, virga." The Editor notes that "*virga* is rendered a ȝerde or a rodde."

† This, as already noted, was required in the time of pestilence, which, as it will be seen from further entries, the present time was.

‡ "And be it further enacted, That if any inne-keeper, alehouse-keeper, or victualler shall at any time utter or sell lesse than one full ale quart of the best beere or ale for a peny, and of the small two quarts for one peny, then that every such inne-keeper shall forfeit for every such offence . . . the sum of xxs. of lawfull money &c."—1 James, c. 9.

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Will. Jackson, one of the Constables of Thirsk, for not discharging the duties of his office, according to the mandate of Sir Henry Belassis and Henry Tankard, Esq. [Per Geo. Chambers et Will. Hodge, Cap. Constab.]

Nich. Pinkney and Henry Marsagall of Leverton, for keeping an unlicensed ale-house; also Edw. Hubbock of Carlton, Jane Kirkby of Stokesley, John Whitfield, Recusant, [12] Geo. Knagges, Margery Whitfeld, Christopher Consett, Recusant, Edward Simpson, Recusant, John Marshall, Recusant, Will. Helme, husbandman, all of Egton, for the like.

RECUSANCY.

"John Hodgson of Egton, Jane his wife, Will. Whitfeld and Margery his wife, Edw. Simpson and Katherine his wife, Christ^{r}. Consett and Ellis his wife, Agnes Marshall, Katherine Whitfeild, Margery and Mary Birkell, Jane Grayson, widow, Andrew Cook [12^{b}] and Agnes his wife, Rich. Smith and Anne his wife, John Richardson and Margaret his wife, Will. Wilson and Eliza his wife, Maria wife of Francis Oak, Margery wife of Christopher White, all of Egton, as being Recusants.

RYDALL.

HOVINGHAM.—Rich. Mare of Colton, Elizth. wife of Geo. Holtby, Marg^{t}. wife of Anth. Lody, Henry Wildon of Shakelton Graunge, Phillis Blackborne of the same, Cuthbert Taylour and his wife, John Frankland and his wife, Rich. Lee, Mary Froddingham, Gilbert Almayn and his wife, Katherine wife of Guy Geldert, Henry Poskett, Katherine wife of Rob. Davy, Marg^{t}. Poskett, [13] Jane Clarkson, Alison wife of Rich. Thornton, Marg^{t}. wife of Tho. Bonvile, Phillis wife of Benett Crathorne, Prudence wife of Henry Skelton, Katherine wife of Rob. Hardwicke, Anne wife of Tho. Kirk, Christ^{r}. Carter and his wife, Margaret Carter, widow, John Harrison al^{s}. Gilbert, Alice wife of Tho. Grene, and George Carpenter's wife, all for the like.*

HAROM.—Will. Stelling of Harom, for the like.

KIRKDALE.—Agnes Pearson, widow, of Kirkdale, and her servant Marg^{t}. Wilson, Launcelot Bullock and his wife, and Katherine Raper, for the like.

HELMSLEY.—Will Hart, Anth. Jackson and his wife, all of Helmsley, for the like.

* It will be noticed that, in the former list of Recusants, at p. 5, several of the persons named here are there noted also. The same thing will have to be remarked also on several future occasions.

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BARTON in RYDALL.—Isabell wife of Peter North, and Rich. Colson, both of Barton, for the like.

GILLAMORE.—Peter Lyon's wife, for the like. [Per Tho. Clark, Henr. Cowpland, Cap. Const.]

[13b.] Rob. Goodricke of Stearesby and his wife, Recusants, for keeping an alehouse without license.

Brian Egglefield of Howthorpe, and Henry, his brother, for buying all the grain in a certain barn* at Tirrington, viz., wheat, rye, barley, and oats, to the value of £40, with the intention of reselling the same, contrary &c.

Fr. Simpson of Whitwell, laborer, for harbouring in his house rogues and vagabonds, without notifying the same to the Constable.

Rob. Browne and Rich. Brabyner, Constables of Sutton, for permitting four women, *vagrantes more Egyptianorum*,† to stay in the said vill and go forth unpunished, although previously warned by the Chief Constable, &c.

Seth Stott, Constable of Huntington, for permitting a vagrant female sent thither from Haxby (having first been whipped there) to be sent on to her native place, to go at large without giving her in charge to the next Constable, &c.

that the common way within the Constablery of Osberwick, at a place called Tenghall Lane, is in great disrepair.

Edw. Jackson of Tenghall, for habitually harbouring, and by night, vagabonds and vagrants.

John Turner, late servant to John Welles of Heworth, for leaving his service before his term, without cause for it duly assigned before some Justice.

* "And be it further enacted, That no person or persons shall or may . . . . buy any corne or graine out of open faire or markett to sell againe, unless such person and persons shall be thereunto licenced, and shall have special and expresse words contained in such licence or licences that he or they may so do, upon pain to forfeit for every such time &c., five pounds" (5 Eliz. c. 12). A fortiori, buying out of a barn would be a greater offence still.

† An act was passed 22 Henry VIII. "for the avoyding and banishing out of the realme of certain outlandish people, calling themselves Egyptians, using no craft, &c., going from place to place in companies," deceiving the King's subjects, "bearing them in hand that they by palmistery could tell men's and women's fortunes," &c. This act was amended 1 & 2 Phil. and Mary; and in 5 Eliz. c. 20, after noticing that doubts have arisen "whether such persons, as being borne within this realme of England, or other the Queen's dominions, are or shall become of the fellowship or company of the sayd vagabondes, by transforming or disguising themselves," &c., "are punishable by the sayd act" (1 & 2 Phil. and Mary), it proceeds: "for the removing of all doubt," &c., "be it enacted that all and every person and person seen in company with the vagabonds calling themselves Egyptians, or counterfeiting or disguising themselves, by their apparell, speech or other behaviour, like unto such vagabonds," &c., shall become liable to the penalties of the act; and it was the Constable's business, of course, to enforce the act.

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Seth Stott, Constable of Huntington, for permitting the said John Turner to stay in the said vill, notwithstanding the above offence. [Per Rich. Spofforth and Tho. Wait, Cap. Constab.]

[14.] The inhabitants of Great Browghton, for digging up and leading away a Common Street* or Highway leading from Ingleby through the Broughton Meadows, called Broughton Inges, to Stokesley, which way for time out of mind has been a common way for wains and other carriages, &c.

ORDERS at the aforesaid Sessions, or a brief thereof.

ORDERED THAT William Dowson, bound by Recognizance in the Rolle to stand to and abide the Arbitrament, Doome, and Judgement of Sir Francis Boynton, Sir Rich. Cholmeley, Sir Edmond Sheffield, Knts., and Tho. Davile, Esq., or of three or two of them, so as Sir Fr. Boynton be one, touching all matters betwixt him on thone part, John Berryman, Francis Braken, and Edmond Thompson on thother parte, and to appeare at the next Sessions, and in the interim to kepe the peace, &c. John Berryman, Fr. Braken, and Edm. Thompson likewise bounde to abide the order ut supra, to kepe &c. (See the Roll for these 2.)

Rob. Ringrose of Kirkby Misperton, for his severall misdemeanours, as well in contempning the Justices' warrants, and beating the Constables executing the same, shal be sett in the stockes for the space of two houres in Malton, in the markett tyme, the next Saterday, and also in the stockes at Kirkby Misperton the next Sonday from Evening Prayer begin† till towards night, and two houres in the stockes at Pickering the next Monday in the markett tyme. And his committment to the Gaole for x daies and xxs. fine are remitted per Curiam.

George Wayles of Husthwait shall repair to some Justice of Peace neare adjoining, and shew cause whie a cottage unlawfully built upon his ground there by one Elizabeth the wieff of Will. Barker should not be pulled downe: And if Sir Henry Belassys, Knt., and the said Justice before whom the said Wayles shall so come, cannot take order for the same, then they or thone of them shall take him bound to appeare at the next Sessions, and to abide such further order as the Court shall sett downe touching the premisses.

[14b.] Margery Pearson, widowe, be relieved as Sir Rich. Etherington, Knt., and Tho. Davile, Esq., shall sett downe untill the next Sessions," [the case being one of disputed liability between the Parishioners of Pickering and Cropton].

TOPCLIFF.—Ordered that the former assessment of cs. shal be

* See note, p. 2.

† A noteworthy idiom, still heard in many parts of the Kingdom.

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continued for the relieff of the infected * people there until the next Assizes, and to be levied presently within the compasse of five miles of Topcliff, proportionably as well within the West Riding as the North Riding: And a lettre to be written to Sir John Mallory for that purpose.

UPSALL.—Ordered that, whereas there is a Petition preferred to this Court for the relieff of the infected people in Upsall, the Court doth think good that Sir Henry Belassys, Knt., and Hugh Franckland, Esq., shall examine the necessity of their wantes and make an assessment accordingly.

LAME SOLDIOURS.—Ordered that such allowance for lame Soldiours as was sett downe by the Justices at the last Sessions at Thirske shalbe continued until the next Sessions after Easter next.

RECUSANTS OF STOKESLEY.—Ordered that Barth. George of Stokesley, Rob. Warmouth of the same, and Margaret his wieff, Margaret the wieff of Ralph Rose, and Margaret the wieff of John Maxwell, being committed for Recusancy and their disobedience, shall enter bond with suerties to appeare at the next Assizes: And if they refuse to be bound, a Mittimus to be made to send them to the Gaole.

RICHMONDE,

Quarter Sessions at, 11 July, 1605. Before Cuthbert Pepper, Tho. Lascells, Edward Yorke, Timothy Whittingham, and Coniers Darcy, Knts.; Timothy Hutton and Walter Bethell, Esquires.

Alexander Dixon, Under-Sheriff, appeared for Sir Richard Gargrave.

PANNELL.

Ralph Spence, Burden,	Gent^{n}.	John Gaynes, Maundby,	Yom^{n}.
John Dodsworth, Watlous	,,	Rich. Graunge, Horneby	,,
Anth. Atkinson, Wensley	,,	Tho. Best, ,,	,,
Henry Metcalf, Maundby	,,	John Horner, Carlton	,,
Christ. Mountforth, Middleton	,,	Steph. Metcalf, Chauntry	,,
John Tennant, Scotton	,,	John Messenger, Newsome	,,
Christ^{r}. Mitchell, Newton	,,	Nich. Firbanck, Forcett	,,
John Rymer, Screwton,	Yom^{n}.	Cuthbert Anderson, Gayles	,,
John Sadler, Burneston	,,	Rich. Geldert, Carleton	,,

WHO PRESENT—

John Richardson of Burton in Bushopdale, butcher, for stealing at

* See *supra*, p. 3, note.

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Whiteyside, at a place called Cocklakes, three sheep called gimmers,* value 15*s.*, and one other sheep called a tup-hogg, value 5*s.*, the property of Anth. Spenceley of Whiteyside.

The same, for stealing in Swawdale, at a place called Oxenhopfell, four sheep called sheep-hogges, value 20*s.*, and two ewes, value 12*s.*, the property of Geo. Wawne of Oxenhop.

Geo. Atkinson of Askrigg, for "using the art or mystery" of a "le Badger,"† without licence first obtained, &c.

That a certain bridge over the water of Yoore, called Ulsey Bridge, on the direct road between the City of York and the vill of Kendall, is in great decay.

James Nicholson of Carperby, Geo. Hobson of Wensley, John Maye of Grinton, John Starkey of Stainton, all for keeping unlicensed alehouses. [Per Adam Thomlinson et Henry Turner, Cap. Const.]

Roger Robinson, Gabriel Coates, Anth. Marshall, Will. Lendrawe, all of Northallerton, for the like.

[16.] The Churchwardens of Dighton Church, for non-payment of assessment in behalf of Lame Soldiers and the Hospitals.

Tho. Barton and Henr. Pratt, Wardens of Sigston Church, for the like.

John Fawell of Brompton, for harbouring rogues, &c. [Per Oswald Taylour et Mark Rawson, Cap. Const.]

* A gimmer is a female sheep between the periods of the first clipping and the first bearing of a lamb, from a Scandinavian origin. A tup-hogg is a male sheep of a corresponding age.

† Both Wedgwood and Skeat agree in deriving this word from O. Fr., *Bladier*, explained by Cotgrave as "a merchant or ingrosser of corn." Other derivations, of course, have formerly been proposed, and recently the compiler of "Studies in Nidderdale," with the happy audacity which accompanies a complete absence of true philological knowledge, proposes to derive it from Latin *bajulus*, alters the spelling to *badjer* to suit the derivation, and further prattles on with easy self-complacency on what was (consequently !) the true and original meaning of the word !—"a travelling, originally walking, grocer and butterman, licenced victualler. . . . . Although *badger* originally meant a walking merchant, we now talk of *badgers'* carts." The facts are, unhappily, rather at variance with Mr. Lucas' theories, "for the art or mystery of a badger" could hardly have been exercised without a cart, and it would have been compressed within very narrow limits if he had been really a "walking" dealer. The Statute of 5 Eliz. c. xii. deals with "badgers of corne and drovers of cattell," and enacts that "no drover of cattell, badger, lader, kidder, carrier, keper or transporter of corne or graine, butter and cheese, shall be such without licence, or admited or allowed to their offices, but only at the generall and open Quarter Sessions of the Peace, holden in the shire" to which they belong. Many further entries will be found in these records in which the badger is invariably mentioned as a buyer of corn. The *kidder* of the above extract from the statute was the huckster proper, and the *lader* the man who carried his wares by aid of a horse with pack-saddle and panniers. The "badger of corne" needed a cart for his more weighty purchases.

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Ralph Cowlay of Wath, John Walker of Melmerby, and James Meeke of Middleton, Wardens of Wath Church, for non-payment of the sums due for the relief of poor prisoners in the King's Bench and Marshalsey, and also for Lame Soldiers. [Per Will. Raper et Rob. Burton, Cap. Const.]

TRAVERSE.—Edw. Willy of South Ottrington, indicted for keeping greyhounds, applies for copy of Indictment and a day for traversing the same. [Tho. Willis of Great Smeaton bound in £10 that the aforesaid Edw. Willy shall presente his Traverse.—Vide Rotul.]

Will. Nelson of Northallerton, indicted for using the art and mystery of a glover, applies for copy &c. [Bound by Recognizances in £10 to presente his Traverse.]

[16b.] ORDERS at the same Sessions, or a brief thereof.

ORDERED THAT Robert Burton, one of the High Constables of Hallykeld, in regard of diverse misdemeanours objected against him, shall be suspended &c., untill the next Sessions, at which tyme he shalbe either cleared of the said accusations or else removed out of his office: and in the meane tyme thother High Constable to execute the office alone.

The former Order sett downe at the last Sessions at Thirske shall stand for the relieff of the bastard child of Jane Nicholson. (See *supra*, p. 7.) Miles Danby refuses to pay, as ordered, 6*d.** a week. And therefore the Court doth now think fitt that the sixpence that was assessed to be paid weekely for the relieff of the child shall be paid by the parish of Thornton-le-Street until the next Sessions at Malton for the Division of Langbargh, Miles Danby there to appear to know the Justices' further pleasure therein.

By reason of many notorious outragies done by Marmaduke Mallyborne in a drunken humour, as cutting of the left eare of one Geo. Firby, a warrant be made per Curiam to attach the said Marmaduke, and bring him before two of the next Justices, to be bound with goodly suerties, &c.—[Vide Rotul.]

Upon information of Henry Davison, Bailiff of Birdforth, in open Court, touching diverse abuses and misdemeanours done by one Rob. Hodgson of Thirsk, to him the said Henry, and for threatening to fight with him in the field, a warrant to be made per Curiam &c.†

* Tenpence is the weekly payment specified in the former Order.

† Pardonantur [illegible] per generalem pardonationem A° iiii^to D'ni Regis concessam.

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MALTON,

[17.] Quarter Sessions at, 1 Oct^{r}., 1605. Before R^{t}. Honble. the Lord Eure, Henry Belassys, John Gibson, Will. Bamburgh, Rich. Cholmeley, Arthur Dakins, Rich. Vaughan, Henr. Jenkins, and Rich. Etherington, Knts., and Will. Mauliverer, Charles Layton, Hugh Frankland, Rob. Hungate, Tho. Davile, Rob. Brigges, Henr. Tankard, Tho. Norcliffe, Rich. Darley, John Gibson, Junr., and John Theaker, Esquires.

William Davile, Under-Sheriff, appeared for Sir Rich. Gargrave, High Sheriff.

PANNEL

John Heslerton, New Malton, Gent^{n}.	Allan Ruddock, New Malton, Yom^{n}.
Rich. Haldore, Pickering, Yom^{n}.	John Hebden, Appleton ,,
Edw. Haldore, Newton ,,	Tho. Woodcock, Amonderby ,,
Laurence Gill, Wrelton ,,	Mich. Trattle, Rosedale ,,
Tho. Beswick, Huton Busshell, Yom^{n}.	Philip Craven, Frearhill ,,
	Will. Taylour, Thornton ,,
Rich. Coates, Swinton, ,,	John Yates, Earswick ,,
Tho. Jerom, Old Malton ,,	Christ^{r}. Frear, Barton ,,
Will. Foxton, Hovingham ,,	John Hyde, Towthorp ,,

WHO PRESENT—

Will. Liddell of Scawby, lab^{r}., for stealing a sheepskin, value 4*d*., belonging to Ellen Readhead of Scawby. [Pleaded guilty: to be whipped at Pickering.]

[17^{b}.] Steph. Halder late of Lockton, for stealing at Southmore in Lockton five sheep, one black, value 10*s*., the property of Tho. Bainand of Lockton, and also for stealing two sheep, at the same place, worth 5*s*., belonging to Rob. Boyes of Lockton.

Tho. Wilson of Nawton, husb^{n}., for loosing a mare tethered in Nich. Lister's close, called Middlefeild, in Nawton, and letting her go at large over the corn sown and growing there, to the great damage &c.

Christ. Dodsworth late of Rippon, and Miles Prudholme* al^{s}. Pruddam, of Kirkby Moreside, yoman, for extortionately and under colour of their office—viz., that of Bailiffs itinerant† for Sir Francis

* This name, still a common one in this district, is variously disguised under the forms Pruddom, Pridham, Pruddam; Prudom (the prevailing form) being met with in a Charter belonging to Rievaulx, which dates (it is probable) before 1200.

† As distinguished from the stated or regular bailiffs.

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Clifford and Sir Tho. Lascells, late High Sheriff, in the collection of divers sums of money chargeable on his account (*in onere ejusdem Vicecomitis oneratæ*) as they assert—receiving of Rich. Darley Esq., lxxs. for a levy of £10, whereas they ought to have no fee in such case.

Rob. Hudson, yoman, Christ[r]. Hudson, tanner, both of Gysbroughe, and Alicia Hesleton al[s]. Hudson, fisher, of the same, [18] for an assault on John Richardson and Ann his wife, at Gysbroughe, &c. [Per homagium.]

James Cooke, Constable of Thirkleby, for negligence in the execution of his office, viz., in not setting the night watch there.

Tho. Lickisse of Thirkleby, for harbouring in his house diverse persons of bad behaviour, &c.

John Whitton, Constable of Picton and Churchwarden for Kirkleventon, for non-payment of the assessment in his township for the Bridges of Whitby and Hardrowe, and also of the charge levied for Lame Soldiers and Hospitals, due last Michaelmas. [Per Will. Baites et Marcum Liell.]

Roger Appleby of Grystropp,* for keeping an unlicensed alehouse there.

Et quod Joh'es Richardson et Tho. Stother } † Two indictments of fellony drawne by Mr. Payler at the assizes against theise parties, thone for fower sheep, pretii 13s. 4d., thother for seavon sheep, pretii 30s. of the goodes of Nich. and Oswald Mayson of Kildale. Theise Indictments are in Malton Roll,‡ primi Octobris and Regis Jacobi &c. tertio.

[18[b]] Anth. Gill of Wickham (Wykeham) cum Rudston (Ruston) for not keeping night watch.

John Thompson of the same, for the like.

Recusants.—Will. Keld of Gootland is a Recusant and for a space of three months has utterly absented himself from his parish church, &c. Jane his wife, John Harland, Steph. Harland, Elizabeth Newton, Marg[t]. wife of John Duck, Emma Jackson, widow, Elizabeth wife of

* Gristhorpe. The perpetual change of *thorpe* into *tropp* in these Records is noteworthy.

† See above, p. 8.

‡ It appears from this and divers other entries that separate Rolls were written and kept at the several places at which the Quarter Sessions were at this period held. It is barely possible that some of them may still be extant, and enquiry should be made at Richmond, Malton, Helmsley, Thirsk, and indeed wherever the Quarter Sessions were held, with the view of discovering them if they exist.

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Richard Grayson, Eliz[th]. wife of Will. Workfolke,* Jane wife of Robert Lythe, all of Gootland, for the like. [Per Gawanum Pollard et Will. Nesse.]

[19.] BARTON.—The wife of Marmaduke Beckwith of Butterwick in Barton parish, for the like.

HOVINGHAM.—Elizabeth wife of George Holtby of Skakleton, Henry Wildon of Skakleton Graunge and his wife, Gilb. Almayne of . . . . . , Kat[h]erine wife of Guy Geldall of . . . . . , Will. Ledye of . . . . . , Will. Almayne of . . . . . , Kat[h]erine Theaker of . . . . . , Alison wife of Rich. Thornton of . . . . . Margaret wife of Tho. Bonwell of . . . . . , Jane Clarkson, widow, of . . . . . , Prudence wife of Henry Skelton of . . . . . , Kat[h]erine wife of Rob. Hardwicke of . . . . . , Ann wife of Tho. Hick of . . . . . , Isabell wife of Geo. Philliskirk of . . . . . , Elizabeth wife of Will. Drew of . . . . . [19[b].] Alice wife of Tho. Grene of . . . . . , Rich. Moore of . . . . . , Margaret Peckett of . . . . . , Margaret wife of Rob. Davison of . . . . . , Christr. Carter of . . . . . and Isabell his wife, Elizabeth wife of Tho. Bullock of . . . . . , all for the like.†

BEWDLAM.—Elizabeth Smith, for the like.

CAWTON.—Margaret wife of Anthony Lowdy, for &c.

BARTON.—Rich. Colson, and Isabell wife of Peter Northe of . . . . . , for &c.

HELMSLEY.—Will. Hartforth, Anthony Jackson of . . . . . and Isabell his wife, for &c.

WOMBLETON.—Agnes Pearson and her servant Margaret Wilson of . . . . . , for &c.

EST NESS and WEST NESS.—Lancelot Bullock and his wife, and Mary wife of Geo. Spensley, for &c. [Per Tho. Clark et Henry Cowpland, Cap. Const.]

[20.] ORDERS in the same Sessions, or a briefe &c.

ORDERED THAT as to Will Beckwith of Butterwick, for his lewd and bad conduct, especially in beating and hurting Harbert Dawson, as also in uttering evill speaches against Tho. Davile Esq. J.P., a warrant be made to apprehend him and bring him before a Justice, &c.

* This again is a very ancient name in the district. It occurs under the forms Wirfauc, Wirfald, Worfaud, Wyrkfauke, Worfolk, &c., in many of the charters connected with Whitby Abbey. The "first William Wyrfaud," as he is called in the Memorial of Benefactions to Whitby Abbey, had made grant of half a carucate of land at Hinderwell prior to 1180, and his family remained seated at that place through many generations. The name is found in several of the parish registers in East Cleveland.

† This list, with some variations, has been given twice before.

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A warrant per Curiam be directed to the Sheriff to apprehend Will. Denton, Clerk, Peter Denton, John Denton, Attourney, Will. Denton, and John Staincliff, Scholemaster, to bring them before some Justice to be bound to appeare at the next Assizes, &c.

Whereas at a former Sessions it was Ordered that John Wilson and Geo. Wilson of Ayslaby should for Petty Larceny have been whipped at Malton, and John againe at Pickering on the Monday next after, which is not yet done, that it be forthwith done.

A mittimus for John Harland of Saltergate for suspicion of shepestealing, and he to be conveyed to gaole from Constable to Constable. [Had been indicted at a former Sessions.]

Will. Liddell of Scawby, now indicted and arraigned for Petty Larceny, shall be whipped at Pickering Markett on Monday next, and a warrant &c. [Executed: Fr. Merry.]

PRISONERS.

A rate be made after the proportion of the money which by Mr. Wharton is disbursed for the relieff of the prisoners in York Castle, and presentlie to be levied within the N. R. according to the L°. President his Lettres.

A warrant be made per Curiam to apprehend Chr. Grene of Cropton, labr., for comitting adultry* with the wieff of John Grene, his owne brother, and for the woman to be at the next Sessions for the Division of Pickering.

Tho. Smith and Edw. Prowde, two lame Souldiours, shall have xxs. a peece, to be paid to them by the Thre^r. for Lame Souldiours: And they not to demaund any further allowance within this North Riding by their own offer and consent.

[20^b.] YAROM BRIDGE.†—ORDERED THAT Sir Henry Jenkins, Knt., Chas. Layton and Henry Tankard, Esquires, do call before them the Steward and all officers and accomptantes for Yarom Bridge: And that they, with Mr. Mauliverer and Mr. Constable, take view by the accomptantes bookes what money is in their, or in any of their, handes now remaining: And also that they enforme themselves of all precedentes, recordes and testimonies whereby they may be able to charge the County of Durham to contribute with the North Riding Com. Ebor. concerning the repaire of the same bridge: And further, that they, with thadvise of some skilfull workmen, viewe the same what sommes wilbe sufficient to repaire it: And to certifie their doinges therein at the next Generall Quarter Sessions to be holden at Thirsk.

* One instance out of many as to the extraordinary range of authority held, or presumed to be held, and in practice acted upon, by the Justices in Quarter Sessions.

† See above as to Yarm Bridge, p. 6 and note.

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ORDERED THAT John Swindell of Sutton, Agnes Atkinson of Stokesley, and Miles Raynerd of West Witton, who had their dwellinghouses and their substance burnt and consumed with fire shall every of them have xls. a peece for their relieff. . . And the same to be paid by the Thres^r. of the Hospitalls.

[21.] RICHMONDE.

Quarter Sessions at, 4 Oct. 1605. Before Edw. Yorke, Tho. Lascells, Francis Bointon, Tho. Metcalf, and Timothy Whittingham, Knts., and Timothy Hutton and Adam Middleham, Esquires.

Will. Davile attended for Sir Rich. Gargrave, High Sheriff.

PANNELL.

Chr. Allanson, Newton Morrell, Gent^n.	Rich. Graunge, Horneby, Yom^n.
Will. Bell, Middleton, Yom^n.	Ralph Sympson, Hornby, „
John Harrison, „ „	Will. Rymer, Brompton, „
Chr. Mitchell, Newton, „	Rob. Sadler, Exilby, „
Fr. Hunton, Carthorp, „	John Welles, Aynderby, „
John Sadler, Burneston, „	Rich. Daggett, „ „
James Raper, Holme, „	John Raper, „ „
	Tho. Dunn, „ „

WHO PRESENT—

Leonard Raynold, late of Hooton Coniers, lab^r., for stealing at Aistenby a swine hogg, value 6*s*., of the goods of John Wilkinson.

[21^b.] Will. Beiston of Bramley, yoman, Francis Topham of the same, yoman, Chr. Burton of Rowmer, yoman, and John Smith * of Swinton, yoman, with other malefactors unknown, to the number of six persons, for hunting with greyhounds, slaying and stealing "a brace of does," in the Park † called Canswick near Snape, belonging to Tho. Lo. Burghley, on 6th March :—And for again on the 19th March, at the same place, slaying (as above) and stealing another doe, &c.

John Kilden of West Tanfield, husb^n., for an assault in the

* Deleted in this entry, but suffered to stand in the margin, and in the entry next following.

† The penalty for breaking a park or warren, or for hunting of deere or conies, is enacted in 3 James, c. 13.

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common street or King's highway, on John Kay, infant son of Will. Kay of Tanfield aforesaid, to the great &c.

Chr. Scarlett of Romondby, yoman, for shooting two doves in the vill of Romondby "in quodam tormento, Anglice a Foulinge peece, onerato pulvere et glandibus plumbeis, Anglice charged with powder and shott" * &c.

Francis Hall, Constable of Worsall, for not executing, when he might if he would, a warrant issued by John Constable Esq., one of His Majesties Justices &c., for the apprehension of Edw. Cowper of Worsall at the instance of Mathew Webster, who went in fear of his life by reason of his threatenings &c.

[22b.] Rob. Metcalf of Borrowby, for receiving into his dwelling-house during the time of Divine service before noon, on the 17th March, being the Sabbath, five persons, servants and others, who remained there during the space of three hours and upwards, "contra formam statuti" † &c.

The same person for receiving into his dwelling-house on Janv. 6 five men and boys, "being gipsies" [existentes Egiptianos], and harbouring them for four days and nights together, to the great terror of his neighbours, "contra formam statuti" † &c.

Rich. Dun of Ravensworth, blacksmith, for entering the close called Weltlandmyre, in the occupation of one Rob. Collin, and there cutting and carrying away the herbage growing on a selion of land, to the value of 6s., the property of the said Rob. &c.

RECUSANCY.

Rob. Gathird ‡ of Melsonby, yoman, Elizabeth his wife, Will. Gathird of Diddersley Grange, Anne Gathird of the same, Edw. Pearson of Melsonby, webster,§ Elizabeth his wife, Francis Smithson of the same, Rich. Fleetom als. Stephenson of the same, webster, Margaret Gower wife of Edw. Gower, Gentn., and John Whitfeld of the same, yoman, who were on the 25 March, 1 James now King,

* By a statute 3 Edw. VI. c. 14, no person under the degree of a Lord of Parliament might shoot, under penalty of £1, within any city or town at any fowle, or at a mark, nor with haile-shot or any more pellets than one at one time; and by an act of 33 Henry VIII. c. 6, in all plackards (licenses) to shoot, the names of the creatures to be shot at were to be specifically mentioned.

† The same statute already quoted, p. 11, note.

‡ The name is worthy of notice as one of antiquity and as having almost ceased to be recognizable in the form it has taken. It is really goat-herd, analogous to shep-herd, cow-herd, swine-herd, &c. In a curious list of Cleveland names involved in the record of the collection of a Fifteenth granted to the King, the present name occurs in the form Gayt-hird.

§ Here we have the origin of another name in the description of a man's calling, webster having now long given place to weaver.

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above the age of 16 years, and who from the said day for the space of two years and six months have not resorted to their parish church of Melsonby, [23] or any other church, chapel or customary place of prayer, but have "forborne the church" for the aforesaid space, for the said acts of Recusancy. [Per homagium et per Jo. Jackson, Clericum.*]

Rob. Jackson of Elington and Tho. Smorthwait of Healey for not keeping watch as warned by the Constable.

James Sowerby of the village of Mickleton for keeping an alehouse there without license.

Rich. Dun of Ravensworth, for not keeping the night watch.

James Pinder and the other Churchwardens of Gilling for non-payment of the money due for the relief of the prisoners in the King's Bench and Marshalsey, and for the Lame Soldiers &c.

[23.] Richard Mennell of West Dalton, gentn., for not sufficiently repairing a bridge over the mill-lead of his mill called Poak-milne, where it crosses the King's way or street, the said bridge being in great decay.

Depedale bridge, as being in great decay, and it ought to be repaired "per patriam." [Per Rob. Collin et Rob. Shaw, Cap. Const., et per homagium.]

Edw. Willy presented himself at this Sessions to prosecute his traverse (see supra, pp. 3, 14) concerning the charge of unlawfully keeping greyhounds, pleads not guilty, and puts himself on the country. Will. Bradley, Clerk of the Peace, Attorney of the King, prosecutes, Nich. Firbank of Forsett, Martin Carter of Awldboroughe, Steph. Metcalf of Chauntrye, Rob. Beck of Melmerby, and others, sworn on the jury, who say on their oath that the said Edw. Willy is not guilty. He is therefore discharged.

Will. Nelson (see supra, p. 14) also presents himself, pleads not guilty, and is acquitted by the same jury on the ground that he proves, producing Indenture dated 37 Elizth., his apprenticeship to Anth. Walker of Northallerton, to whom he served as apprentice for seven years, in right of which &c. He is therefore discharged.

ORDERS made in the same Sessions, or a brief thereof.

ORDERED THAT a warrant per Curiam be made to commaund the Churchwardens of the townes of Screwton and Aynderby to be more

* The curate as well as the churchwardens and other officers of the parish were in all cases under injunction to present Recusants. An order touching the same will be met with further on.

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diligent in relieving their poore, that the Court be not troubled with any further claymours therein.

Chr. Kidd, a maymed souldiour, being commended to the Court by the Lo. President his lettres, have paid to him by the Thres^r. to the Hospitalls the yearly pension of Seaven Poundes, and to have one quarters payment in advance, to stand good &c.

John Ripley, a lame soldiour, have xxs., arrears due to him, paid, and to have no further payment, the Court seeing no cause for it.

A warrant be made per Cur. to bring Tho. Spence of Newbigging before some Justice, "to be bound to appeare at the next Sessions to answere for the suspicion of stealing of a stick &c."

[25.] RICHMONDE.

Quarter Sessions at, 7 Jan. 160⅝. Before Cuthbert Pepper and Coniers Darcy, Knts., and Adam Middleham, Esq.

Joh. Lomley and Geo. Nodder attended for Sir Rich. Gargrave, High Sheriff.

PANNELL.

James Ward, Rukeworth,*	Gent^n.	Anth. Smithson, Newsom,	Yom^n.
Henry Davile, Fleetham,	„	Cuthb. Anderson, Gailes,	„
Geo. Slinger, Bolton,	„	Will. Firbanck, Melsonby,	„
Francis Smith, Exilbie,	Yom^n.	Will. Rymer, Brompton,	„
Chr. Wilkinson, Barton,	„	Will. Cootes, „	„
Steph. Metcalf, Chauntree,	„	Mathew Foxton, „	„
Rob. Becke, Melmerby,	„	John Robinson, Walden,	„
Martin Carter, Auldbrough,	„		

WHO PRESENT—

Charles Buckle of Kilgrame for bloodshed and assault on Tho. Turner of Coteskewe Parke.

Parcival Hamond of Woodell for harbouring Rich. Maymond and his wife, vagrants &c.

Tho. Fawcett of Labron (Laborne) for keeping an alehouse without license.

John Spence of Middleham for assault on Tho. Holdesworth of the same.

* Now Rookwith.

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[25b.] Nich. Yeoman of Horshous in Coverdale for the like on one Beckwith.

Humfr. Chambers and Francis Chambers of Thornton Steward for the like on the same.

John Brompton of East Bolton for selling beer contra formam &c.

Peter Burne of West Tanfeld, tipler,* for refusing to sell beer to the neighbours according to the rate fixed by the Justices &c.

Francis Steele and Wilfred Dobdy, both of Kirkby Hill, for the like.

Mich. Robinson of Sutton Hilgrov † (Howgrave) as a common barrator (barector) contra pacem, &c.

Will. Doddisworth of Langthorne for not appearing at the Petty Sessions held at Wath 31 Dec. before the Chief Constables of Hallikeld Wapentake &c.‡

Francis Robinson of Sutton cum Howgrave (who eventually appeared at the aforesaid Petty Sessions at Wath) for departing the said Sessions without leave, not having made any presentment.

Will. Rollanson of Condall cum Thornton and Lettby (now Leckby) for the like.

James Metcalf of Melmorby, for the like. [Per Will. Raper, Cap. Const. et ad parvas Sessiones coram eo.]

[26.] Will. Rainold and John Hutchinson of Brompton in Allertonshire for tracing and killing hares in snow-time.§

Will. Jackson of the same for not keeping the daily watch there in time of infection. [Discharged per Curiam because not guilty but unjustly annoyed (vexatus).]

Rich. Askwith, Constable of Kepwick, and the inhabnts. of the same with Leeke for not paying their assessment to the Chief Constable as due.

John Chippin and James Watson, Constables of Knayton, for non-appearance at the Petty Sessions before the Chief Constables.

* The word "tipler" inserted above the line. It means beer-seller.

† The old form by the side of the more modern one is interesting. Mulgrave, Skinningrave (both depending on the element *-grif* for their last syllable), are to this day in the mouths of many Mulgrove, Skinningrove; while, as to the *hill* or *how*, the more ancient or provincial word has superseded its current equivalent. Further, the word is inserted above in a different hand and ink, as also the following note at the end :—"At Richmond, on 6th Oct., 1609, he submitted himself to the discretion of the Court, and a fine of 20s. was subsequently imposed by Sir Timothy Whittingham, Sir Steph. Prockter, and Sir Tim. Hutton, Knts."

‡ A note at the end of the entry runs : "he did submitt and was fined 6d., but departed before payment (?). Vide copiam factam"; and in a side-note, "Idem in 6 weeks Sessions, fol. 75." These references to Rolls and other records no longer in existence are continual.

§ The penalty is affixed in 1 James, c. 27.

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Rich. Bell, Const. of North Kilvington, Rich. Askwith, Const. of Kepwick, Rich. Husband, Const. of Dinsdell, with the Constables (unnamed) of Huton Conyers and Sowerby, for the like. [Per Mark Rawson, Cap. Const.]

BARNARD CASTLE BRIDGE.—That the western part of the said bridge over the water of Tease is in great decay and ruinous, &c.

[26b.] ORDERS made at the same Sessions, or a brief thereof.

ORDERED THAT Roger Robinson of Northallerton be licensed per Curiam to kepe an alehouse there and have a License or Tickett for yt. purpose syned by Sir Conyers Darcy, Knt., and Adam Midlam, Esq.

NEWTON MORRELL—The inhabitants of, presented for not having a Constable, be fined, and the fine paid:—"And whereas the said inhabts. do obiect now in Court that the same defect is by meanes of one Tho. Clemett refuseth to serve in that office, alledging that he is priviledged, being an Attorney: nevertheless the Court hath thought good and so Ordered that, forasmuch as the Court is informed that the said Tho. Clemett hath two tenements in the said towne subject to the said service, that he shall be priviledged from executing the said office of Constable in person: But for that the said Constable is usually chosen by their Tenements (as is alledged) in course, and least His Maties Service hereafter should be neglected by the like occasions, that the said Thomas shall procure some to serve in his place at such time as the same office shall (by turne) come to his Tenement."

Nicholas Thompson of Hudswell, reputed father of a bastard child by Maria Brafferton of Richmond, shall pay 4d. weekly to her, for the space of two yeares next ensueing (if it so long do live): the said Thompson to be bound with sufficient suerties to pay the same, and if he refuse, to be committ to the Gaole untill he be contented to be bound, and a warrant &c.

[Warr. facta et deliberata Magistro Cowling de Richmond: Ordinary fees payd, but the partyes are not dischardged but are subject to this Order when the Court pleaseth.]

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[25.] THIRSKE.

Quarter Sessions held at, 9 Jany. 17, 160$\frac{8}{9}$. Before Tho. Lascells, Henry Belassis, Will. Bamburgh, Rich. Musgrave, Henry Jenkins and Rich. Vaughan, Knts., and Will. Mauliverer, Chas. Layton, Rob. Hungate, Hugh Franckland, Tho. Davile, John Theaker, Rob. Brigges, Henry Tanckard, Rich. Aldburghe, John Constable, Walter Bethell, Tho. Norcliff, John Theaker, and John Gibson, Esquires.

Geo. Nodder attended for Sir Rich. Gargrave, High Sheriff.

FIRST PANNELL.

John Nelson, Thorpfeld,	Gent^{n}.	John Heward, Thornton-le-Moore	Yom^{n}.
Geo. Harland, Gyrwick,	,,	James Prest, ,,	,,
Will. Cust, Huton Rudby,	Yom^{n}.	Tho. Frost, Easingwold,	,,
Chr. Burdon, Stainton,	,,	Will. Faceby, Hueby,	,,
Ralph Hall, Worsall,	,,	Peter Hopperton, Hovingham,	,,
John Hart, Tolesby,	,,	John Crawe, Upleedom,	,,
Rob. Bell, Dalton,	,,	Ralph Wilson, Slingsby,	,,
Chr. Nicholson, Skipton,	,,		

WHO PRESENT—

Rob. Thorpe of Shiriff-hutton, whelewright, for stealing at Fosse-house, in a place called Highclose in Shiriff-hutton, "unum torquem ferreum, Anglice an yron teame,"* value 6d., of the goods of Leon. Besson. [To be whipped at Thirsk, sedente Curia if possible, and on the first Monday after at Shiriff-hutton from the gate of the Castle to his own (late) dwelling-house.]

The same for stealing, in Shiriff-hutton, at a place called Windmilbalke, "lez Iron harrowe teeth [and] unum Shackle,"† worth 6s., of the goods of John Sparling of Shiriff-hutton. ["Tried and found guilty to the value of 7d. by twelve of the second Pannell, &c."]

[27^{b}.] The same for stealing at Shiriff-hutton "duos torques ferreos,

* Halliwell's definition of *team* is—"An ox-chain in harness." The Editor's, "A chain to which oxen are yoked in lieu of a pole." Icelandic *taumr*, a rein, a line; Dan. *tömme*: Sw. *tom*, the same; A. S. *teám*, family, &c. From the next entry but one it is apparent that the Cleveland definition is too restricted.

† "SHACKLE. An iron loop moving on a bolt."—Hall.

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Angl. Iron horse-teames", value 2d., of the goods of Rob. Taylour of the same place.

Tho. Fox of Marderby, Will. Garbutt and Dorothy Handforth of Thirsk, for not paying the assessment levied by the Overseer of the poor for the relief of the poor of Thirske.

Tho. Porrett, Constable of Newton juxta Mulgrave, for non-payment of the assessment, due last Christmas, for poor soldiers: and also for non-appearance at the Petty Sessions &c.

John Whitfeld of Egton, a Recusant, for keeping an alehouse there without license; and Edw. Simpson, John Marshall, Ellis Concett, Recusant, Geo. Knagg, and Margery Whitfeld, all of Egton, for the like.

John Bulmer of West Cottam, husb^{n}., for hiring servants without recording their names and salaries before the Chief Constable, contra formam statuti* &c.; and also [28.] Rob. Harrison and Will. Keldell, both of the same, for the like.

A wooden bridge, called Kilvington Bridge, leading from Borrowby to Rippon, as in great decay, &c., and ought to be repaired per patriam.

SECOND PANNELL.

Edw. Cloughe, Skipton, Gent^{n}.	Tho. Tenaunt, Awdwark, Yom^{n}.
Francis Whitton, Rudby, Yom^{n}.	Laur. Johnson, Boltby, „
Pet. Tunstall, „ „	Will. Chapman, Car Hill, „
Guy Bell, Fawdington, „	Rob. Morrell, Thirkilby, „
Fr. Metcalf, Thornton[le]Moor „	James Fisher, Dalton, „
Marmaduke Bell, Fawdington, „	Chr. Johnson, Raskall, „
Tho. Weare, Easingwold, „	

WHO PRESENT—

George Smith, late of Tollerton, lab^{r}., for stealing at Tollerton diverse peeces of timber-wood (maeremii) and diverse stones for building, value 5s., of the goods of Will. Driffeld and Herbert Key of Tollerton.

Margaret Bell of Thirsk, widow, John Thornton and Henry Smith of the same, Will. Brown of Newsame, yoman, Will. Eeles of the same, lab^{r}., and Fr. Barker of Thirsk, for, during the space of ten years and upwards, up to the feast of S. Martin, "scil. xi. diem Novembris [1605]," not keeping in proper repair at Woodallfeild in Thirsk parish a bank (of a close called Low Hagberry Howe), forming a water-course

* The statute of 4 Elizth, c. 5, is very full as to all particulars regarding servants, labourers &c.

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there, of the estimated extent of two hundred roods, to the great damage of Will. Baker and other neighbours &c.

[28b.] Leonard Raggett of Thirsk, tanner, for with malice aforethought making an assault in a street or Kings way of Thirsk, called Milnegate, on John Sewhell of Thirsk.

ORDERS made at the said Sessions, or a brief thereof.

ORDERED THAT Rob. Burton, late Chief Constable of Hallykeld, be discharged of his place, and that Rich. Best of Middelton be appointed and sworn instead of him.

Rich. Betson of Crambe, his house and substance having been burnt, have paid him 66s. 8d. by the Thres^r. for the Hospitalls towardes the re-edifying of his house, &c., the same to be paid out of the surplusage, according to law, if any be, with proviso v^t* in Capite. [Side-note, applying to the following entry as well :—But if the surplusage will not suffice to pay them both, then they to have rateable proportions according to their sommes so far as the surplusage will extend.]

Rich. Brotton of Skelton (similar case), to have £10 &c., as above.

Forasmuch as Rog. Wilkinson of Alne, skinner, hath contemptuously abused and misdemeaned himself in the presence and face of the Court towardes all His Matie's Justices on the Bench, and more particlerly towardes Walt. Bethell, Esq., one of His Matie's said Justices then present, saying after a long speach made by the said Mr. Bethell touching the lewd life and behaviour of the said Wilkinson, that foure wordes of his said speach were not true :—In respect whereof and for example sake, for that it is not fitting that such rude behaviour and undecent tearmes, offered by men of his ranck to any of His Matie's Justices sitting in Court of Justice, should goe untouched without some exemplary punishment or publique submission : and for that the said Wilkinson by reason of his poverty is not able to pay any fine—Therefore the Court thinkes fitt and so ORDERS that the said Wilkinson shall make his submission to the whole Bench now openly in Court (which he hath now already done upon his knees), and also to the said Walter Bethell, Esq., in the Parish Church at Alne, the xxvi^th daie of January inst., presently after the Gospell be read, which submission shalbe in theis wordes, viz :—"Whereas I, Roger Wilkinson, have misbehaved myself in open Court the last Sessions at Thirsk, not onely to the body of the whole Bench [29.] being then assembled, but more particlerlie to Walt. Bethell, Esq., then there present, for which my offence I am right heartylie sorie, humbly desiring the said Mr. Bethell to forgive the same, promising hereafter never to committ the like." And a warrant

* The reading is not quite certain.

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to be made to the Constables and Churchwardens of Alne, and every of them, to see thexecution thereof: But if the said Roger doe refuse to do the same, then they to bring him before some of His Maties Justices, that some such further order may be taken therein as they shall think fitt, &c.

Whereas Rob. Goodrick, an obstinat Recusant for these xiiii yeares past, and hath brewed to sell, and hath kept tipling without Lycense after he was prohibited by Order in former Sessions, for which said tipling he is fyned to xxs., to be forthwith paid to his Matie use, and to have three days imprisonment . . . . . And whereas he doth refuse to bring his children to be baptized, and likewise refused to take Othe of Supremacy being in this Court once offered to him so to be conformed according to the Lawes, therefore a warrant to be made per Curiam to committ him for three days without bayle, and to pay xxs. fyne before he be delivered; and after payment of his fyne and his imprisonment to be kept in prison till he be thence delivered by due course of Lawe.

Whereas Rob. Thompson of Brompton and Elizabeth Thompson of Aymonderby, widow, stand indicted for building a cottage in Aymonderby against the statute * &c., upon a peece of ground, parcell of the Rectorie of Appleton-in-the-Street, and in which the said Eliz^th^ doth dwell by the permission of John Heslerton, fermour of the said Rectorie, and that the same was so erected for the habitation of the said Eliz^th^, being a poore old woman and otherwise destitute of harbour and succour . . . . that the said cottage shall continue . . . for the space of twelve yeares, if the said Eliz^th^ live so long, or that the said Heslerton's lease do so long endure, according to thintent of the statute made in 31° Eliz. Reginæ.

John Raper of Sowerby, weaver, the reputed father of a bastard child by Margaret Dale of the same, widow, be bound to the good behaviour and to appeare at the next Sessions after the child be borne, and to abide such order &c.

A warrant be made to bring Will. Thornton and Barbara wife of Steph. Scott of Tollerton before some Justice and take them bound to testifie at the next Sessions, as may be required by the Court in the matter of Tho. Atkinson of Tollerton.

Laur. Wardell of Easbie being bound in recognizances to give evidence against Roland Nixon of the same and persisting in refusing

* It is enacted by 31 Eliz. c. 7, that no person shall erect, &c., any maner of cotage or habitation or dwelling, or building to be used as such, without laying to the said cotage or building four acres of ground at least, being his or her own freehold and inheritance, lying neere to the said cotage, to be continually occupied and manured therewith, &c., under a penalty of £10.

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to give any evidence to the purpose, be fined xxs. :—to be paid presently.

[29b.] Forasmuch as Rob. Franckland hath deposed that Geo. Nellis has used slanderous wordes against the Court in saying that he could not have right, and that the Bench did him wrong, &c., a warrant be made against the said Nellis to be bound before Mr. Davyle and to appeare at the next Sessions, &c.

Whereas Chr. Pressick of Carleton for sundry misdemeanours proved against him before Sir Henry Jenkins . . . . . that he shall enter Recognizances of £40 for the good behaviour, and also other Recogn^s. of £100 for the bringing in of a boy which he did beat, being late neathird* of Carlton mentioned in an Order made in the last Six Weekes† Sessions holden at Gisboroughe : Or else bring a true certificate of what is become of the boy . . . . And if the said boy be dead to bring a true certificate where and how and when he died : And that he appeare at the next Sessions bringing said boy or said certificate, &c.

As Steph. Blaides, Recusant, late servant to Tho. Man of Castle Leventon, and still in his household as milner‡, doth now confesse in Court that he hath bene a Recusant for ix yeares and will not be conformed . . . . a mittimus be made to convey him to the gaole, there to remayne &c. [He did enter bond in Court to appeare at thassizes.]

40s. be given to Tho. Bickersteth, a lame soldiour, for a gratuity, to be paid by the Thres^r for Lame Soldiers, the said Bickersteth not to trouble the North Riding any more [vide Rot.]; and as much to Humfr. Warren, another lame soldier.

High Constables departing the Court without license, all except Langbargh, are respitted from fyning them until the next Sessions.

Next General Sessions to be held at Thirsk the 29th April next.

THIRSKE.

Quarter Sessions at, 29 April, 1606. Before Tho. Lascells, Fr. Boynton, Henry Belassys, Tho. Dawney, Will. Bamburghe, Arthur Dakins, Tim. Whittingham, Steph. Procter, Knts.; Will. Mauliverer,

* See note on Gathird, supra, p. 21, note.

† As will be seen, several kinds of Sessions are named in the course of these minutes, inclusive of the Sessions here named, the Brewster Sessions, the Sessions often styled Petty or Petit Sessions held by the High Constables, the Sheriffs' Tourn, &c., &c., each of which will be noticed on its occurrence.

‡ The old form of miller, of continual recurrence, and giving origin to the personal name Milner, from molendinarius, the word descriptive of the calling.

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The Churchwardens (not specified by name) of Dighton, for not paying the sums assessed there for Lame Soldiers and the Hospitals.

Gabriell Coates of Northallerton, for keeping an alehouse without license, and also Roger Taylour, Will. Welfoot, Jane Smeaton, John Clarke and Agnes Hewet, all of the same, for the like. [Per Marm. Rawson et Oswald Taylour, Cap. Const.]

Marm. Johnson of Beedall for permitting unlawful games in his dwelling-house,* at unlawful hours in the night; and also for the same during the time of Divine Service.

Will. Cowper of Thirne, for not appearing at the Petty Sessions of the High Constables of Hang East Wapentake, though lawfully warned, &c.

[33b.] John Thexton of Heilagh, brewer, for selling ale in his dwelling-house at the rate of 6d. a gallon, in disregard of the appointed rate &c.

Tho. Tuling of Heilagh, and John Hutchinson of Bookwith, for not keeping the watch there.

John Bowbank of Beedall, and Rob. Dawson als. Tounson [or Tomison] of the same, for keeping alehouses without license. [Per Joh. Dodsworth et Tho. Jackson, Cap. Const.]

Math. Nicholson, Constable of Bulmer and Churchwarden, for not paying to the Head Constable of Bulmer the sums duly assessed and due for last quarter for Lame Soldiers and the Hospitals; and also Rich. Moore, Constable and Churchwarden of Tirrington, and Rob. Fisher, one of the Churchwardens of Helmsleye, for the like.

Tho. Surr and Will. Hunter of Huton-super-Darwent, labrs., quod usi sunt sive exercuerunt misterium sive artem laniatoris, Angl. butcher's trade,† not having served any apprenticeship to the same.

Tho. Hungate of Bulmer, Gentn., for keeping in his service without any certificate † one Ursula Fitchet, from Martinmas last till now—the said Ursula being a duly contracted and hired servant with Tho. Bamburgh of Cramb, and although she the said Ursula, being brought

* The statute of 33 Henry VIII. c. 9, headed "Artillery shall be maintained, and unlawfull games debarred" and the object of which in the petition of the bowyers, fletchers, stringers and arrow-head-makers is mainly to prevent the decay of archery, enacts, inter alia, "that no manner of person or persons shall, for gain living or lucre, kepe, have, hold, occupy, exercise or maintaine any common house, alley or place of bowling, coyting, cloyshcayles, halfe bowle, tennis, dicing table, or carding, or any other maner of game prohibite by any estatute heretofore made, or any unlawfull new game now invented, or to be invented, &c.," under penalty of 40s. Many different games will be found named in the sequel, which will be noticed as they occur.

† The statute 5 Eliz. c. 4 provides that "none may use any manuall occupation except he hath bin prentice to the same," and also that "none may depart forth of the city, towne, parish, &c. (in which he or she shall have lived as a servant), with-

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on a warrant before Sir Will. Bamburgh, Knt., J.P., owned the contract and was ordered to return to her former service.

[34.] Will. Bell of Maunby-super-Swale for wrongful entry of a garth* in the occupation of one Henr. Metcalf and digging therein.

Geo. Lewling of Watlas for keeping and harbouring a piper in his dwelling-house for two weeks, and receiving servants and young folks into his said house and permitting them to remain there till after 9 o'clock at night.

Rich. Walton of Massam for keeping a common house of play† with cards (cartis pictis) and other unlawful games, contrary &c.; and also Henry Croft and James Loftus, both of East Newton, Will. Lister of Hunton, John Atkinson of Melmerby, John Barbank and Marm. Johnson, both of Beedall, Jenkyn Spence of Midleham, Rich. Firbye and Ralph Sadler, both of Burneston, Tho. Cotes of Northallerton, and Tho. Lee of Streethouse juxta Fencote, all for the like.

Rich. Gale of Beedall, for shooting a hare with a gun charged with powder and shott at Watlas Woods and Snaipe Feild, &c.

[34b.] Nich. Carter of the same for killing divers calves under five weeks old, contra formam &c.;‡ also John Carter of the same, Anth. Pytty of Kirklington, Tho. Ingleton of Skipton, Anth. Blacklock of Northallerton, Tho. Haw of Watlas, John Bateman of Scruton, Austin Hawkswell of Thornton Steward, and Rich. Pyttye of Pickall, for the like.

The inhabitants of Huntington for not duly repairing the King's highway leading to York, from the gate at the end of a close called Gooscroft to the other end of the same, with a sufficient pavement § (cum pavimento sufficienti); and also in another place, viz., near the bridge called Istlebridge in Huntington, &c.

The inhabts of Skelton for the same, as to the road leading from York to Tollerton, viz., from the windmill called Mres Lovell's milne

out a testimoniall," the form of which is prescribed; and also that "no servant shall be retained without shewing his testimoniall," and that the master who yet retaineth him without such shewing shall be liable to a penalty of £5.

* A word which is in constant use still in all this district, with several variations of meaning, but all implying an enclosure, from the piece of ground taken up (on sufferance) on the common, to the yard containing cottage and adjuncts, the stack-yard, the church-yard, &c., &c.

† See note on previous page.

‡ 1 James, c. 52.

§ By the statute 22 Henry VIII. c. 5, magistrates have power to order the repair of the highways within 300 feet of the ends of bridges according to their judgment, and as fully as in the case of the repair of the bridges themselves. In one instance further on, the former existence of a highway is argued from the remains of a bridge and of a causey leading towards it. The flagging of the causey may explain what is meant here by the pavement.

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Chas. Layton, Rob. Brigges, Tho. Davile, Rich. Aldburghe, Hugh Franckland, Rob. Hungate, Chr. Aske, Henry Tanckard, John Constable, Tho. Norcliff, Rich. Darley, John Theaker, Anth. Besson, and John Gibson, Esquires.

Henry Gamell attended for Sir Tim. Hutton, High Sheriff.

FIRST PANNELL.

Rich. Ellerker, Yowton, Esq.		Rob. Bell, Dalton,	Yom^{n}.
Will. Leadley, Norton, Yom^{n}.		Lancelot Johnson, Boltby,	„
Edw. Cloughe, Skipton, Gent^{n}.		Will. Dale, Catton,	„
Tho. Newsom, Langthorn, Yom^{n}.		Jas. Fisher, Dalton,	„
Tho. Morrell,	„ „	Tho. Bell, „	„
John Raper, Sinderby,	„	Rob. Fawdington, Aldwark,	„
Francis Smith, Ayslaby,	„	Will. Faceby, Huby,	„
Jas. Lightfoot, Ridmer,	„	Tho. Tennand, Aldwark,	„
Chr. Nicholson, Skipton,	„	Tho. Faceby, Hubye,	„
Edw. Willy, Ottrington, Gent^{n}.			

WHO PRESENT—

Tho. Banckes, late of Sandhutton, inholder,* for violent entry into the house of Geo. Buck of the same, the wife of the said Buck being therein.

[31^{b}.] Fr. Hale of Lowe Worsall, yomn., for an assault at Yarme on Leonard Chapman.

Fr. Norton al^{s}. Kiddall of Disforth, Geo. Mawkinson, John Newsome, Tho. Hunt and John Gill, all of the same, laborers, for digging up and wasting a portion of a close in the occupation of John Barrowby at Disforth, in a place called Stane Cawsey,† of the length of four score rods and mere, and one broad.

Elizabeth Barker, widow of Will. Barker of Husthwait, for, by the assent, appointment and order of Geo. Waytes of the same, yoman, building a dwelling-house in a certain field called Highefeild in Husthwait, abutting on the highway leading from Malton towards Thirske and Rippon, occupying the same as a cottage, &c., &c., although the said Geo. Waytes had never assyned and allotted to the said cottage 4 acres of land according to the statute ‡ &c.

[32.] Rich. Nicholson, Jun., of Topcliff, for taking on himself the office of Overseer of the Poor, but declining to fulfil the duties thereof in conjunction with his fellow Overseers.

* A word occurring freely in the statutes, if not quite so frequently as innkeeper.
† See former note, p. 2.
‡ See above, p. 29, note.

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SECOND PANNELL.

Tho. Foxe, Marderby, Gent^{n}.
Will. West, Loftus, Yom^{n}.
Pet. Rountree, Hutton Rudby, Yom^{n}.
Rob. Harrison, Cotham, Yom^{n}.
Jas. Hemsley, Runcton, „
Mich. Jackson, Arsom, „
Tho. Fall, Aynderby, „
Henr. Metcalf, Manby, „
John Gibbon, Busby, „
Chr. Hobson, Dowthwaitdale, Yom^{n}.
John Nicholson, Wood Appleton, Yom^{n}.
John Redman, Rosdale, Yom^{n}.
Tho. Wilson, Nawton, „
Rob. Lythe, Lockton, „
Tho. Gibson, Pickering, „
James Raper, Holme, „
Will. Coates, Brompton, „

WHO PRESENT—

Rich. Grencall* of Ayslaby in Pickeringlyth, Parrish-clarke, for an assault in the Parish Church of Midleton in Pickeringlyth, immediately after Divine Service, on Ralph Chapman, Vicar of the same.

Tho. Atherton, Bailiff of Langbargh Wapentake, for breaking the common pindfold† at Hilton and taking away thence a bay horse and a bay mare, of the value of 40s., the property of Greg. Ingledew, distrained by the hands of Will. Johnson, servant of Edw. Mennell, Esq., of Hawnby for rent [redd'] and amerciament‡ due to the said Edw. Mennell &c.

[32^{b}.] Henry Carter, late of Birkby, lab^{r}., for stealing there two white sheep, of the goods of James Stockdale of the same place, value 12d.

Will. Snarry of Little Barghe, husb^{n}., for breaking the common pindfold there and taking thence two cows there impounded.

Tho. Waggett late of Halgate [in Kirkby Ravensworth], for an assault at Thirske, Curia sedente, on John Monkton of the same, lab^{r}.

John Whitfeld of Egton, lab^{r}., Recusant, for keeping an alehouse without license; also Edw. Simpson, shomaker, and Agnes Pearson, both Recusants, Geo. Knagges, lab^{r}., Alice Concett, widow, Recusant, John Marshall, [33.] lab^{r}., Recusant, Margery Whitfeld, widow, and Raphe Hoggard, all of the same, for the like. [Per Will. Baites et Marm. Liell, Cap. Const.]

* This name is almost certainly a mere corruption of Greenkeld, which, in the form Grenekell, is met with in the records of the collection of the Fifteenth in 1302, already referred to.

† The common pound of the place, the officer in charge of which was the Pinder, whence another of our English personal names.

‡ Amercement or amerciament is a pecuniary punishment or penalty, arbitrarily imposed by courts not of record, as courts-leet; whereas a fine is certain, and is created by some statute, and can only be imposed and assessed by courts of record.

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to the furthest part of Skelton, &c., and also for the same as to a certain road called Cowe-lane, and as to a horse bridge called the Evill-slack Bridge.

The inhab^ts of Shipton for not repairing the same road from a road called Yorke-way to the gate of the Forest of Galtresse; also for the same as regards Cowe-lane leading from Shipton to the Forest in the Laund-house direction.

[35.] The inhab^ts of Stitnam for not repairing the road leading towards Bullmer from the place called the Hill-top, Bulmer-pasture-wards, and also a lane leading from Stitnam to Mowthorp.

The inhab^ts of Strensall for the same, in the highway leading York-wards within the said township.

The inhab^ts of Tholthorp for the same, in a certain road near the house called Hales-house and thence to the Forest.

The inhab^ts of Marton for not repairing the King's highway in a certain lane* (altam viam Regiam in quadam venella) within Marton, and particularly near the tenement of one B. . . . . Posket in the said lane, &c.

The inhab^ts of Earswick for non-repair of the pavement (paviamentum) in a certain lane, being the highway† from the said vill to the moor or common of the same.

The inhab^ts of Holtby for not inclosing their puddell-well‡ (puteum), situate on the highway, with any fence, &c.

The inhab^ts of Philliskirk for not repairing Philliskirke Lane leading Thirsk-wards from Boltby &c.

[35^b.] A lane called Mount Layne, within Osmotherley, leading towards Ellerbeck; and another lane leading through Ellerbeck Pasture towards Thimbleby Pasture, also within Osmotherley, as both in bad repair.

A lane called Lanmouth Lane under Lanmouth, in Leake, the same.

A lane leading from Knaton to Kilvington Bridge, within Thornton-in-le-Streete, the same. [All which ways in Boltby, Filliskirk, Osmotherley, Leake and Thornton are to be repaired before Michaelmas next upon payne of xxs. for every one of them unrepaired. Per Joh. Constable, Arm.]

The inhab^ts. of Langton for non-repair of a lane or street (venellam sive stratam) leading between Great and Little Langton.

* All these entries aid in the formation of a clear notion of what "the King's highway" implied.

† See previous note on p. 2.

‡ *Puteus*, a hole or pit dug, thence a well. A "puddell-well" is, of course, such a dug well with the sides puddled for the purpose of retaining such water as may flow into it.

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John Salkeld of Warlaby and Rynyan * Wilson of Aynderby with Steeple, Overseers of the poor there, for negligence in the execution of their office. [Per Tho. Warde et Geo. Robinson, Cap. Const.]

YARME BRIDGE.—THE SAID JURORS PRESENT That one great stone bridge called . . . . Yarme Bridge, being a common and most necessarie passage over the river of Tease, running betweene the counties of Yorke and Durham, and being His Maties high streete† as well for His Maties services of estate as for His Maties subiectes for all manner of carriages for coales and other provisions for and to both the said counties, is in great ruine and decaye, namely, in and by one great arche-pillar from the middest of the said river on that side and towardes the countie of Durham, being [36.] the north parte of the said bridge, and without speedie remedie it wilbe in charge of a great somme of money.

ORDERS made &c.

ORDERED THAT, forasmuch as the Court is informed of certain abuses and misbehaviour committed by John Boyes of Whitby, marchant, towardes Sir Rich. Cholmeley, Knt., J.P., and for that it is not fitting that such contemptes and abuses committed by inferiour persons against men of his authoritie and place should escape unpunished, least others should be thereby encouraged to perpetrate the like, ... the said John Boyes shall, for his said misdemeanours, be publiquely sett in the stockes at Whitby upon some markett daie there within one moneth now next following, and there to remayne during the markett tyme, and a warrant &c.

A warrant be made to attach John Ward of Bransdale to be bound to the good behaviour before Tho. Davile, Esq. and to appeare at the next Q^r. Sessions to answere for . . . . . disobeying ii warrantes sent from His Maties Justices and for using contumelious and unreverent speaches against Sir John Gibson, Knt., &c.

Another warrant be made to attach Henry Walker, Chr. Wood, Chr. Ruddock, Tho. Wood, John Ward, Stephen Boyes, and Tho. Gibson, to take them bound before Tho. Davile, Esq., to appeare &c., to answere for disobeying two warrantes &c.

* An unusual name, spelt Rinian in the margin, and most likely identifiable with the Scottish form Ringan.

† A further illustration of the meaning of the word "street": see former entry touching this bridge on p. 7.

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Whereas Anthonie Key of Tollerton, being produced as a witness for felonie against Geo. Smith of Tollerton, after the Jurie had on the evidence delivered in their verdict and found the said Smith Not guilty, did most audaciously in contempt of the Court and the due proceedinges thereof, as also in disgrace of the Jurie, being honest gent[n] and yom[n], utter theis opprobrious wordes, viz. :—"God help poore men for rich men shalbe saved," inferring, as it should seme, as though some injustice and favour had bene shewed in the sayd tryall against him, forasmuch as Henry Davison hath deposed that the said wordes were uttered by him the said Key in the face of the said Court—he shall be committed and pay xxs. fyne.

Forasmuch as Will. Forde of Cundall contemned the Constable's aucthority in executing of his office, and used evill speaches to him, saying, "Blirt, Mr. Constable,"* and being reproved for the same by Mr. Aldburgh, one of his Ma[ties] Justices, he scornefully said, "I will not answere you, but answere before your betters," and for that such contemptes against aucthority should not escape unpunished . . . he shall make submission to Mr. Aldburgh and pay xxs. fyne, &c.

RECUSANCY.

A warrant be made against Henry Rowth and John Marsball of Hutton Bonvile to committ them to the Castle for their obstinate Recusancie. [Forasmuch as after the end of the Sessions they did recant and conforme themselves, and before their departure did resort to Thirsk Church on May daie in time of Divine Service, promising to continue their obedience and conformitie, therefore they were released of their said imprisonment, sanns feod'.]

Will. Yates of Tollerton shall pay for Tho. Atkinson and his wieff, and Tho. Watson of Tollerton all fees of Court due by or for them at this and the last Sessions for his revengeful vexation of them :—and a warrant to be made against the said Yates to bring him in to satisfy the same accordingly.

Forasmuch as Rob. Hungate, Esq., J.P., did direct his warrant of late to . . . . ., Constable of Clifton, comaunding him thereby to bring Tho. Goodrick of Clifton before him to answere . . . . . for putting

* "BLURT. An interjection of contempt. 'Blurt, Master Constable,' a fig for the constable, seems to have been a proverbial phrase. To blurt at, or hold in contempt. *Nares.* Florio translates *boccheggiáre* 'to make mouths, or *blurt* with one's lips,' and *chicchere* 'a flurt with one's fingers, or *blurt* with one's mouth in scorne or derision.' . . . . 'Yes, that I am, for fault of a better,' quoth he. 'Why, then, *blurt!* Maister Constable,' saies the other, and clapping spurres to his horse, gallop'd away amaine. (*Jests to make you Merie*, 1667, p. 6.)"—Halliwell.

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away his servant contrary &c., ... which warrant the said Constable did not execute . . . . therefore a warrant be made to bring the said Constable, Goodrick, and his servant before some of His Maties Justices to be bound to appeare at the next Six weekes Sessions &c.

The Churchwardens and Overseers of the "towne of Boltby" shall provide a habitation and relieff for Ellen Killington according to lawe, for that she hath dwelt there xx^ty yeares last; and that they likewise put her children prentizes* according to lawe.

Whereas many Bayliwicks are executed by supposed deputies without lawfull deputations . . . . . therefore every Deputy-bayliff shall before the next Quarter Sessions procure a deputation under the hand and seale of the Head Bailiff, which deputation shalbe recorded in this Court at the charge of the deputy, otherwise every such deputy exercising [37.] the place without such deputation as aforesaid to be severely punished and fyned, and that every Deputy-bayliff lawfully aucthorised as aforesaid shalbe sworne.

Mich. Mallison of Yarme shall exercise the office of Constable within the township of Yarme, *vice* John Marsham, Gent^n., until the next usuall tyme to chose others for that service: And this his service to be his discharge for a whole yeare.

Forasmuch as it was formerly ordered by Sir Conyers Darcy that James Phillips, servant to David Batye of Caterick, should pay Jane Lomley for the relieff of her base child, affirmed to be by him begotten, iiiid. weekely . . . . . and he has suffered the same to fall into arrear, and a warrant directed to be served on him by Rog. Robinson has been left unserved, a warrant be made to attach both Phillips and Robinson and bring them before a Justice, "to be bound to appeare at the next Sixe Weekes Sess^ns. at Richmond, there to answere &c.

Yarme Bridge.—That the gent^n. that shall prosecute the cause for Yarme Bridge shall have his charges borne by the country: And for that the Court hath made choise of Sir Stephen Procter, Knt., to prosequute &c., therefore a letter to be written to him for that purpose.

Will. Walton of Kirkby Moreside, for having abused the Constable there, as by an Order made at the last Six weeks Sessions there in Feb^ry. last,† shalbe sett in the stockes there some markett day, the markett tyme through.

* The statute 43 Eliz. c. 2. enacts that it shall be lawful for the churchwardens and overseers of a parish, or the greater part of them, by the assent of any two justices of peace, to bind any children of such as cannot or will not work, &c., where they shall see convenient, till such man-child shall come to the age of four-and-twenty, and such woman-child to the age of one-and-twenty, or be married, and such indenture to be as binding as if done in the usual way, &c.

† The sense here is imperfect.

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Geo. Wood of Upsall, having receyved diverse poore people and inmates into a tenement of his at Thornbargh,* charging the said towne with relieving them, ... shall himself stand chargeable with relieff of them, and free the towne from all further charge thereby so long as they continue there.

By the Court this present daie (6 die Junii 1606) John Morland, the said Wood's inmate, shall continue in the said house untill May day next, so as he enter bond with good sureties then quietly to depart from the said tenement.

[37b.] The townshipp of Bagby shall presently paie vs. viiid. for this laste yeare now ended for the relieff of a child found on the Lowe Moore, being intercommon† to the inhabts. of Bagby, Sowerby, Thirkleby and Islebeck: and forasmuch as . . . . . the inhabts. of Balke are assessed after the rate of iiis. viiid. per annum towards the relieff of the said child, and are behind for the same for the space of three yeares . . . . it is further ordered that the said inhabts. shall make present payment of the said sommes so [in] arreare to Francis Martin of Thirkleby, who hath kept the said child since it was so found, being about six yeares since.

The Justices in every severall wapentake which have [not]‡ paid their ratable proportion for the relieff of the poore prisoners in York Castle, according to the direction of the Rt. Ho. the Lo. President his lettres, shall presently cause to be levied and paied all such sommes as are arrere to Mr. Will. Wharton, Gaoler of the said Castle, without delay. The whole rate for the N. Riding is xls. [Side-note.—At the making of this Order Sir Will. Bamburgh for Bulmer, and Mr. Will. Mauliverer for Langbargh affirmed were paid.]

A writt of Supersedeas of the peace on the behalf of Edmund Foster and ors. out of his Maties Kings Bench or Crowne Office, directed to His Maties Justice and Sheriff of the County of York, was delivered and allowed now in open Sessions: whereupon a warrant was made per Curiam secundum breve prædictum.

* The spelling of this name is worth noting, as indicating the contemporaneous pronunciation, the place meant being Thornbrough in South Kilvington, which in Domesday times was known as Hundulftorp, as is proved by certain old documents in possession of the owner.

† Bagby, Balk and Islebeck are all in the parish of Kirkby Knowle, while Thirkleby is an independent parish, and Sowerby is parcel of the parish of Thirsk. The fact stated in this extract, therefore, is one of some local interest.

‡ The insertion of "not" seems essential to the sense.

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[39.] HELMESLEY.

Qr. Sessions at, 10 July, 1606. Before Ralph Lo. Eure, Henry Belassys, John Gibson, Rich. Cholmeley, Knts.; and Will. Mauliverer, Rich. Aldbroughe, Chas. Layton, John Constable, Rob. Brigges, Henry Tanckard, Rob. Hungate, Hugh Franckland, Walt. Bethell, John Theaker, and John Gibson, Esquires.

Henry Gamell appeared as deputy Sheriff for Sir Tim. Hutton, High Sheriff.

PANNELL.

Edw. Cloughe, Skipton, Gentn.
Rich. Cootes, Swinton, „
Pet. Hopperton, Hovingham, Yomn.
Ralph Robson, Slingesby, Yomn.
Michaell Trattle, Rosedale, „
Tho. Wilson, Nawton, „
Rob. Barker, Wombleton, „
Rob. Dobson, Frear Hill, „
Nich. Barker, Bewdlam, „
Geo. Franck, Hneton, Yomn.
Rich. Rooke, Hemsley, „
Pet. Wayneman, Loftus, „
Tho. Scarth, Hinderwell, „
Will. Thompson, „ „
Will. Pursglove, Ellerby, „
Rich. Haldore, Pickering, „
Rich. Wetherell, „ „
Chr. Clerke, Cropton, „
Lancelot Johnson, Boltby, „

WHO PRESENT—

Henry Buttrye of East Ronckton, not considering nor fearing the statute of 18 Eliz. [c. 5], for extorting 3s. from Leonard Heddon of Welbury, 9s. 6d. from Tho. Hunter, xs. from Rich. Mathew of Hutton Rudby, husbn, under colour of certain informations laid by him against them. [Submitted, and fined £10 and to stand in the pillory. Vide Ordinem, fol. postea.]

[39b.] The same, and Rob. Carver of Northallerton, for the like in the case of Will. Lepton of Huton juxta Rudby, blacksmith, taking 4s. from him by the hands of John Mease of Northallerton. [Sentence as above.]

Will. Thompson and Will. Dixon, both of Danby, husbandmen, for an assault on Francis Rudd of the same.

Rich. Banckes of Seamer in Cleveland, labr, for extorting, as above, from Will. Wetherelt, son of Tho. Wetherelt, weaver, 12d., from Rob. Mathew of Seamer 18d., Tho. Ingledew 4d., Tho. Boye 6d., John Wright 18d., Will. Kempley 12d., John Peares 6d. and Will. Barker 20d. [Fined 40s. and to stand in the pillory.]

John Warde of Bransdale, yoman, for disobeying three several

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warrants for the relief of the poor addressed to him by the Justices, and for having uttered false and scandalous words, "viz. that Peter Wood greased sheten capps,* and gave Justices honiepottes, and that he would be better heard then he for all his honiepottes," &c. [Fined £5.]

[40.] Rich. Tanckard of Thornbroughe, yoman, for receiving into his house there and retaining as servant one Rich. Tanckard, the hired servant of James Raper of Holme, &c.

Tho. Spinck (or Spink) late of Linton on Ouse, for assault on Cuthbert Ibyson, Constable of Awdwark and yoman, at Awdwark aforesaid.

Linton Bridge on the highway leading from Awdwarke to the City of Yorke, as being in great decay, &c.

Will. Nesfeld of Snaynton for making at Wickham (Wykeham) an assault and affraie in and upon Henry Thompson of Wickham, shepperde, and tooke him by the privieties and did leade him therby to the house of the said Thompson, and threatened to kill him if he did not commaund his wieff that he the said Nesfeild should have carnall knowledge with her; and forced the said Thompson to cause his wieff to lett him, the said Nesfeild, into the house unto her for that purpose; and also forced him, the said Thompson, to hold his horse in the meane time; and being so gott into the said house behaved himself in violent and barbarous manner towardes the poore woman that she cryed out in lamentable sort whilest he was within, and after his departure both the said Thompson and his wieff were found sorowfull and weping by them that first by meanes of the said noise† entred the house, which said misdemeanour is a perillous and evill example to others of like disposition, and against the peace, &c.

We find one affray and assalt made by Will. Nesfeld upon Henry Thompson, and an assalt and a trespasse upon his wieff in manner and forme abovesaid; and so referre ourselves to the sensure of the lawe for the nature and qualitie of the offence.

It is thought good by the Court that the opinion of the Judges be had herein, and that further proceedinges be taken accordingly.

[40b.] John Whitfeld of Egton, yoman, a Recusant, for keeping an alehouse without license; and also Ann Pearson, widow, Alice Concett, Edw. Simpson, all Recusants, and John Marshall, labr., of the same place; together with Will. Simpson of Skinnygrave, and Will. Pennock of Gisborough, Recusants, for the like. [Per Will. Baytes et Mark Lyell, Capt. Const.]

Will. Hornby of Kirkby-moreside, for playing cards since the last

* To "grease" in the sense of to bribe is quite usual; "sheten capps" is a term unknown to me. The sense of "honey-pots" is also clear.

† The reading here is uncertain owing to an interlineation. The word might be *cause; noise* gives the better sense.

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6 weekes Sessions in his own shop; and also Rob. Hick and Rob. Atkinson of the same, for the like.

RECUSANCY.

Rich. Danby of Carlton Minyott, as a Recusant; also his wife, and Margaret Danby, John Danby and Brian Danby, of the same, for the like: and, further, Will. Keld of Gotland, husbandman, Jane his wife, John Harland, Margaret Duck, widow, Emot Jackson, widow, [41.] Elizabeth wife of Rob. Newton, Jane his daughter, Elizabeth wife of Will. Workfolk, Rich. Sleightholme, Jane wife of Rob. Lieth or Lyth, all of Gotland, and Rich. Ellerton of Pickering, for the like. [Per Will. Nesse, Cap. Const.]

ORDERS made &c.

ORDERED THAT Will. Cheseman of Lastingham be sent for by Sir John Gibson and Tho. Davile, Esq., or thone of them, to be bound in xl li., that neither he, nor his wieff, nor any other by their meanes, assent or procurement, shall have any accesse or conference with Katherin Wilson, late of Lastingham, spinster, untill or before the next Assizes, which said Katherin is to remayne in the custodie of Tho. Sheppard of Huton in the Hole, who hath promised to do his best to kepe her from speach or conference of the said Cheesman and his wieff.

Tho. Belwood, dwelling in the moores neare unto the head of the river of Rye, being a person of lewd behaviour and brought up on a Justices warrant to the Sessions in charge of the Constable of Billesdale, and making his escape before his case was called on, ... a warrant be made to apprehend the said Belwood and bring him before Mr. Henry Tanckard, J.P., who is to take him bound with good sureties for his appearance at the next Sessions &c.

Touching the surmised contempt by Peter Franckland done to John Constable, Esq., it be respited untill the next Sessions, &c.

[41b.] On the information of Ch. Layton, Esq., Lo. of the Mannour of Hneton, that there are diverse pasture groundes within the said mannour growen with woodes and underwoodes which he is determined to preserve and cherish according to lawe, wherein he hath moved the tenaunts, who will not consent therto, viz. for thenclosing of a iiii^th part of the said groundes . . . therefore, that at the sute of the said Ch. Layton in open Sessions, Sir Coniers Darcy and Sir Henry Jenkins, two of His Maties &c., who are no way of kinredd, allyance, counsell or fee of or to the said Ch. Layton, being thereto appointed by the more number of the Justices of the North Riding within which the said grounde lyeth, shall have full power to call before them (upon such paynes and penaltyes as they shall appoint) such xii of the said commoners and inhab^ts. nigh to the said woodes, and upon their

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apparance to proceed for the preservation and springing of the said woodes, and the dividing and inclosing of the fourth of the said ground, as by law &c.*

Whereas in the accompt of Rob. Hunter, Gent^n, Thres^r for the Hospitalls for the yeare last past, there is yet in his hands £26 14s. 8d. . . . . for that the new Thres^r viz., John Heslerton of New Malton, is now absent and cannot receive his charge, either from the said last Thres^r or of the High Constable having the same now readie to pay unto him for this quarters payments, therefore the said Mr. Hunter shall pay unto Tho. Clerk, Gent^n, one of the Heigh Constables in Rydall, the somme of £3 6s. 8d. for the use of the Spittle-house in New Malton; and 25s. to the Spittle-house of Scarboroue: And also . . . . to Mr. Roland Hudson, Clerk, Vicar of Wetwang (in respect of my Lo. Presidentes letter) who had his houses and goodes in them spent by fire, the somme of £6 13s. 4d., which said sommes shalbe allowed upon the determination of the said Mr. R. Hunter's accompt, &c.

Geo. Frankland of Danby, being the reputed father of a bastard by one Anne Leiff, and getting out of the way by the connivance of his father, George, the latter to pay iiiid. a week "untill the son do come to discharge it himself."

Will. Nesfeld (see supra, p. 41) be committed to prison for his barbarous and beastly disorder, there to remayne until &c., and a Mittimus to be made unlesse before the riseing of the Court he enter bond in £100 himself and two sureties of substance in £50 each to appeare at the next Sessions.

[42.] John Warde of Bransdale (see supra, p. 40) having choice offered him, after an indictment had been found against him, whether he would submitt or traverse, and having elected to submitt, be fined £5, and be bound to the good behaviour, &c.

The Overseers and Churchwardens of Boltby in the parish of Filliskirk shall provide an habitation and relieff for Ellen widow of James Killington, and put her children out prentices &c.

Geo. Nelles of Danby, for his slanderous speeches against the Justices (see above, p. 30), be fined xxs., and on Sunday next in his

* The statute 35 Henry VIII. c. 17. provides, under given conditions, for the enclosure of the fourth part of any wood in which others besides the lord of the manor have an interest in the way of pasturage, &c., and to this end he is to "call together the tenants and inhabitants being commoners of and in the said ground or soile, or the more part of them," and if they can come to an agreement at the said assembly, to proceed accordingly; otherwise that then two justices of the peace, "not being of the kin, alliance, councell or fee of or to the said lord of the manor," are to proceed as in the case here named, in the minute of which the terms of the act are mainly employed throughout.

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parish Church openly in the time of Service after the Gospell make confession that he hath highlie offended &c.

Chr. Hutchenson and Leonard Hutchenson of Stokesley be committed to the Gaole without bayle, untill &c.

Will. Cheeseman (see above, p. 42) for not obeying the Court, and getting sureties to be bound with him for his and his wife's good behaviour, be committed untill &c.

That Mr. Mauliverer, Mr. Layton and Mr. Constable, Justices &c., shall view the way from Little Broughton to Stokesley and decide on what is best to be done in that matter.

Allan Hill of Farndale, having his house and substance burned by fire, have xls. given him for relieff &c., by Mr. Rob. Hunter, Thres^r. for the Hospitalls.

[42^b.] As Rich. Banckes (see supra, p. 40) hath taken upon himself the office of Informer, and is not allowed, and by extortion and other deceiveable means hath receyved of diverse persons severall sommes of money &c., therefore he to stand on the pillorie at Stokesley the next markett day for two hours together, with a paper on his head testifying his misdemeanours, and to pay xls. fine on coming from the pillorie, or els be sett in the stockes the two next markett daies for the space of two houres together, in full markett, with the said paper on his head, viz., for his cousinage and extortion, and never after to take upon him to be an Informer except he be lawfully licensed* thereto, and the Constable of Seamer to see thexecution, &c.

As Henry Buttry (see supra, p. 40) using the office of an Informer, &c. (as above) to stand on the pillorie at Northallerton two severall days, with a paper on his head with inscription testifying his cousinage &c., and that he used the office of Informer without the authority or license from His Ma^tie^s. Attorney in the North, and to pay a fyne of xls. for each offence, in all £4. And, further, as the said Buttry has departed the Court without license, or payment of the said fynes &c., a warrant be made to attach him and bring him before some Justice, there to be bound with good sureties &c.; or if he refuse, to carrie him to the Castle of York, there to remeyne &c.

Whereas, when Peter Wood, deputy Constable of Bransdale, sought to execute a warrant granted on a former Order made at the Sessions of Thirsk, granted by Sir John Gibson and Tho. Davell, Esq., to attach the bodie of John Warde of the same, the said Warde did not only contemptuouslie disobey the said warrant, but also used very lewd and contumelious speaches towardes the said Sir John Gibson, therefore he is fyned £5, as appeareth &c.

[43.] The next Q^r. Sessions to be held at Malton 8 Octr. next.

* The license, as it will be seen from the next entry, was to be obtained from "His Mat^ties Attorney in the North."

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[44.] RICHMOND.

Quarter Sessions at, 14 July, 1606. Before Edw. Yorke, Francis Boynton, Conyers Darcy, Tho. Metcalf, Tim. Whittingham, Knts.; and Walt. Bethell, Adam Midleham, Esquires.

Henry Gamell, Deputy for Sir Timothy Hutton.

PANNELL.

Chr. Alleson, Newton Morrell, Gent[n]
John Smith, Easby, Gent[n]
Leonard Robinson, Easby, Yom[n]
Martin Carter, Awdbrough, „
John Mansell, „ „
Rich. Myles, North Cowton, „
Gawdwin* Spence, Carleton, „
Cuthbert Anderson, Gailes, „
Will. Firbanck, Melsonby, „
Geo. Danby, Barton, Gent[n]
Francis Mancell, Newton Morrell, Yom[n]
Chr. Wilkinson, Barton, Yom[n]
James Goodrick, Scorton, „
Jos. Dent, Greta Bridge, „
Will. Cotes, Brompton, „
Mathew Foxton, „ „
Tho. Edlyn, Melsonby, „

WHO PRESENT—

Rich. Besson of Litherskewe for shooting two hares in the forest of Wensleydale with a gun, &c.

Alex. Blakelock late of Osmotherly, yoman, and Tho. Tyson of the same, yoman, for trespass in a close occupied by Geo. Langley at Foxton, called le Wheatfeild, damaging and consuming the [44[b].] herbage and growing wheat therein with two horses, to the value of 5s., &c.

Alex. Dinsdell of Gayle in Wensleydale for a felonious assault, with intent &c., in a close called Birkhawe in Sleddall at Gayle aforesaid, on Isabella Metcalf of Gale, virgin, &c.

Geo. Hutchenson of Middleton Tyas, yoman, for violent entry into the house of John Reynolds at Aldbrough, and assaulting the said Reynolds then peaceably sitting there, &c.

Will. Dinsdell of Gayle in Wensleydale, lab[r], for assaulting and beating Cecilia Metcalf, widow, of Hardrawe (or Hardrowe) with a stick, at the same place.

* This name, which occurs several times in future pages, is probably only a phonetic corruption of the ordinary name Goldwin. Cf. *cau'd* for cold, *au'd* for old, &c.

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Chr. Paycock of Newby-super-Wiske for being a great usurer—in hæc verba, viz., "hath receyved of Tho. Catterick of Brompton beside Allerton excessive usurie contrarie to the statute, that is to say, for the loane of iiii li. for one yeare, xiiis. iiiid., and for the loane of the same for a yeare next after, other xiiiis. iiiid., in malum exemplum &c.

[45.] Sarah Brodeley of Baldersby, widowe, and Elizabeth Brodeley wieff of Mark Brodeley of Baldersby, for making a rescue upon Tho. Jaques, Constable of Baldersby, for coming to the said Mark's house for to serve a warrant of peace to him directed from Sir Rich. Musgrave of one James Brodeley. [Per Will. Raper, Rich. Best, Capt. Const.]

Mich. Denyson of West-layton for that he did play at foot-ball (being an unruly person) contrary to the statute.*

John Ward and James Ward, both of the same, for the like, being unruly persons likewise.

—— ——, Constable of Reeth, for not coming to a Petty Sessions holden by the Heigh Constables of Gilling West, 8 July, 1606.

The Churchwardens of Erriholme in the parish of Gilling for not paying the money due to the Lame Souldiors and Marshalsey for three quarters of a yeare last.

The inhab^ts^ of Cawdwell for not keeping their watch; also the inhab^ts^ of Eppleby, of Gilling, of Arkengarth-dale; John Wood, Constable of Awdbrugh, Rob. Wright, Constable of Melsonby; the inhab^ts^ of Hinderthwait†, of Thorpe, and of Huton Longvilliers, for the like.

Orders made &c.

[45^b^.] Ordered that whereas Tho. Mathew of Northallerton, being an Informer, and heretofore indicted for extortion &c. and bound over with suertie to appeare at the then next Sessions to answere &c., and not to departe without license, did nevertheless depart and leave his surety liable, therefore a warrant to be made to attach and bring the same Mathew before &c.

That the bondes entred before the Counsell touching the Supersedias‡ for Marke Brodley shall continue.

Upon the request of my Lord President his letters Roland Hudson, Clerk, Vicar of Wetwang, having his house and all his goodes therein burnt with fire to his utter undoeing, shall have paid unto him by the

* See above, p. 33, note, for the act forbidding unlawful games &c.

† Now Hunderthwaite, in the parish of Romaldkirk, wapentake of Gilling West. There is also a Hynlethwait, f. 98^b^, now Hindlethwaite, in the township of Carlton High Dale, parish of Coverham, wapentake of Hang West.

‡ So written.

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Thres' for the Hospitalls within Richmondshire £6 13s. 4d. towardes &c. (See above, p. 43.)

A warrant be made to bring Henry Skinner al' Peares of Bedall before the next J.P. to enter bond for good behaviour against Mr. Stapleton and all his servantes and familie, as also against Mr. Beverley and his family, and to appeare &c.

For that James Metcalf doth not ly in suerties for his apparance at the Assizes to answere &c. for the breach of a former Recognizance upon the relation of Sir Tho. Metcalf, Knt., therefore he be committed &c.

Will. Cook of Midleham, the supposed father of a bastard child born of Elizabeth Carter of Hnaton, if it do appeare unto Sir Coniers Darcy, Knt., that the said Cook be the father thereof, then both he and the said Elizabeth shalbe carted through the markett in Beedall in full markett tyme, and the said Cook to kepe the child quousque [sic] but in the meane tyme the mother to kepe the child.

[46.] Forasmuch as the Court is fully informed that Brian Hutchenson of Midleton Tyas, yoman, had in contempt of the said Court spoken contumelious and slanderous wordes against the Justice of the Court and the Justices themselves for that they did in Court what they could not stand to and justifie, therefore and for that the insolence of such offenders &c., the said Bryan Hutchinson shall be fined £3 6s. 8d., and if he refuse to pay the same be committed to York Castle &c.; and forasmuch as he doth denie and refuse to paie, he is therefore committed &c. [Side-note:—Rec^d. 6s. in full satisfaction of this fine, 10 July, 1607, as appears &c.: the reference being to the ORDERS made at the Richmond Sessions, held that day, as will be seen below.]

Geo. Jackson of Whashton, the supposed father of a bastard child by Margarett Hall, shall pay vid. weeklie towards the relieff of the said child quousque.

MR. WHARTON.—The Order touching money for the prisoners' relieff in York Castle delivered to Sir Tim. Whittingham, who promises to estreet and make payment of xiiis. iiiid. for Richmondshire.

As Henry Foulthrop of Askrigge has consented to take the child begotten by him on Ellen Gibson into his keping, the former Order for payment of xls. do cease.

WATH BRIDGE.—The £10 which is collected for the same and now in Sir Tho. Lascell's handes shalbe delivered to Martin Carter, one of the Surveyors of the said bridge.

Anne wieff of John Nicholson of Crosthwait, parish of Romerkirk, shall for misdemeanours committed in her house and for brewing without license, and also for that my Lord Will. Hayworde's letters

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purporteth his discontent with her brewing (she being his tenant), therefore she shall brewe no more without especiall license &c.

The next Sessions to be held at Richmond, on the 13th Oct. next.

TRAVERSE.—John Dodsworth of Massam Maynes * was indicted or presented, and because he refused to pay the Chief Constable the fee for his servants and came into Court and prayed copy of the indictment &c., a day given &c. at the next Sessions.

YARME BRIDGE.—An Order made at the Castle of York at thassizes xxx° die Augusti, 1606.

It is ordered this daie by the motion and consent of Sir Geo Snigge, Knt., one of His Maties Justices of Assises there, that the somme of one hundreth markes shalbe levied and paid for the whole countie of York towardes the repaire of Yarome Bridge: And that the countie of Durham shall contribute to this charge if that by lawe they ought to do soe, and that the arrearages of the landes given for the repayring of the said bridge, shalbe disbursed with the Cth markes in reparations thereof.

Sir Henry Bellases, Knt., and Will. Mauliverer, Esq., are appointed Collectours of the said sommes, and they to substitute overseers for the same reparations. [Signed by Jo. Saville. Geo. Snygge. Jo. Gibson, 1606.]

MEM.—That Baron Savile after the signing of this Order sayd that his meaning was that the West Riding should not be contributory to this charge for Yarom Bridge. [Side-note:—See the originall on the file, inter M^da^.]

MALTON.

Qr. Sessions at, 8 Octr. 1606. Before the Rt. Honble. Ralph Lo. Eure, Henry Belassys, Will. Bamburgh, Rich. Etherington, Henry Jenkins, Rich. Vaughan, Knts.; and Rob. Brigges, Tho. Davile, Rob. Hungate, John Constable, Tho. Norcliff, Rich. Darley and John Gibson, Esquires.

Henry Gamell, Deputy for Sir Tim. Hutton.

* "MAINS. A farm, or fields, near a house, and in the owner's occupation. *North.*"—Halliwell. Jamieson's definition or description is more satisfactory and suggestive: he says—"the farm attached to the mansion-house on an estate, and in former times usually possessed by the proprietor, *S.* This in English is sometimes called the *demesne*," which, again, is a doublet of *domain*, a derivative from *dominus*, *dominicus*. But the word *mains* is probably due to Low Latin, *mansus*, *mansa*, of frequent use in old leases, charters, &c.

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[47.] PANNELL.

Marmaduke Raising, Broughton, Gent^n.
Rich. Coates, Swinton, Gent^n.
Tho. Woodcock, Aymonderby, Yom^n.
Tho. Hick, Kirkby Moreside, Yom^n.
John Hebden, Apleton, Yom^n.
Will. Foxton, Hovingham, „
Chr. Hobson, Dowthwait-dale, Yom^n.
Ralph Robson, Slingesby, Yom^n.
John Cotes, Danhouse-in-Swinton, Yom^n.
Tho. Maisterman, Little Ayton, Yom^n.
Tho. Robinson, Rydcarr, Yom^n.
John Stowpe, Marske, „
Will. Barker, „ „
Rob. Hardwick, Marton, „
Rich. Parkinson, Pickering, „
Rich. Best, Huton-super-Darwent, Yom^n.
Will. Taylour, Thornton, Yom^n.

WHO PRESENT—

Will. Dynman of Yastropp,* Will. Plewes, John Shepparde and John Coates, labourers, Anth. Barnby, John Spavyn, laborer, all of the same place, Rob. Brice of Huton, Isaac Lowson of Scarbroughe, Anth. Snarry of Conystropp, yoman, Ralph Hessell and Tho. Hessell, of the same, gentlemen, for riotously assembling with many others to the number of twenty persons, and assaulting at Conystropp, on Sept. 5, 1606, Henry Lasenby, Rob. Wardell and others, collectors or deputies of the High Sheriff of and for the revenues and dues of the King, acting under a warrant of the said High Sheriff in the levying of £38 2s. 1½d., arrears due from Walt. Strickland, Esq., Collector of the first and second Tenth and Fifteenth, granted to Elizabeth, late Queen, according to his compotus, &c. [Side-note.—Allocat' breve Certiorari per Curiam pro hoc indictamento xiiii^o. die Aprilis, 1607: Certificatur in Cancell. a die Paschæ in unum mensem prox. sequentem.]

[47^b.] Walter Parkhurst, of Sheriff Hutton, victualler or alehouskeeper, for receiving into his house during the time of Divine service, on Sundays and Holydaies, and other daies, and suffering him to remain there for more than one houre, one Tho. Wildon, a person excommunicate for not coming to church for two or three yeares last past, and lodging him, especially of late, and also for receyving his brother Fr. Wildon at like times, who is not seene to come to church; and also for keping Guile-bones † or Ten-bones, and other unlawfull games at his house, for mens servants and apprentices to play in the tyme of Evening Prayer of the Saboath daies and other daies.

* Easthorpe. Compare the pronunciation of oak, ale, earth, earth-nut, &c., viz., *yak, yall, yeth, yennut*, and so forth.

† "TEN-BONES. A boy's game, mentioned in Clarke's *Phraseologia Puerilis*, 1655, p. 254." (Hall.)

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Cuthbert Cowston of Normanby, admitted to kepe an alehouse there, for making on two severall Saboath daies in June last drinkinges or garries,* whereby above the number of Cth persons were assembled together with pipes and drummes and dancing all the time of Divine Service, in the afternoones of the said Sabboath daies, contrary to the condition of his recognizance for alehouse-keping &c.

The same, for when commanded by the Constable to take the night-watch, when it came to his course, refusing to kepe the night watch, in contempt &c., and thereby no watch was kept that night.†

The inhab^ts^ of Great Ayton for that a layne being the Kinges high-waie, called Nunthorp Layne, and one layne being likewise the Kinges Maties street,‡ called Nunhouse§ Layne, leading from Marton to Stokesley, are in great decay &c.

The inhab^ts^ of Marton for that a layne, called Sonnicrosse (or ? Soningcrosse) Layne, and one other lane in the head of Tolesby more, both of which leadeth to Gisboroughe, are in decay, &c.

RECUSANTS. Submitting and Conforming.

Gilbert Metcalf of Hoodgrange, Gent^n^, and his wife, Geo. Medcalf of the same, Gent^n^, Henry Harrington, Gent^n^, Will. Bassett of Upsall and Jane his wieff, Ellen wieff of Will. Sampson of the same, Geo. Robinson of the same, Anth. Mennell of Hawnby, Gent^n^, Geo. Trewman of Sutton, yoman, Clare Lockwood of Sowerby, widow, Clare wieff of Rich. Lockwood of the same, and Ursula Robinson of Upsall ‖ :—Mem Delivered in Court this Sessions a Certificate dated xix° Sept. last past, under the handes of Sir Henry Bellassys, Knt., Hugh Franckland, and Henry Tanckard, Esquires, testifying that these xiii persons, upon warning to them given, made their personall apparence at Thirsk before them, and there, upon tender made to them of

* Halliwell gives "GARRAY, array, troops.—*Towneley Mysteries.*" Spenser has the form *warray* or *warrey*, and Chaucer *werreien* or *werreyen*, from O. Fr. *guerrier*, to make war; and *garray* is closely connected with the sense of muster for war purposes. The entry gives a curious picture of the times, worth notice in its religious connection.

† See supra, p. 2, note.

‡ One of the most instructive entries, as bringing out the sense of the terms *highway* and *street*, the Kinges Maties street being closely synonymous with Kinges high-waie, and either depending on a lane for its site.

§ The place was Torp (undistinguished by any prefix or adjunct from divers other Cleveland Torps) in Domesday times, but the removal of the Nunnery originally founded at Hoton (near Guisborough) about 1162 by Ralph de Neville, to Thorp, occasioned it to be afterwards called Nunthorpe. And Nunhouse Lane, if it were still in distinguishable existence, would give some clue to the site of the religious house. The nunnery was eventually removed to a third site in Baysdale, namely by Guido de Bovincourt, in the latter part of the reign of Henry II.

‖ An entry of considerable interest in connection with the Recusant families of the district, and with the date—less than a year after the memorable 5th November.

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the oath sett downe and expressed in the lawe enacted in the second Sessions of Parliament 3 James R', did solemnlie and in submissive manner take and receyve the same.

ORDERS made &c.

[48.] YAROM BRIDGE.

ORDERED THAT, whereas this Court hath heretofore had severall conferences about the repayring of Yarme Bridge; as also for that the Judges have been made acquainted therewith, and made some Order at the last Assizes touching the same: And for that the reparation thereof requires extraordinarie expedition—This Court thinkes good to intreat Sir Henry Bellassys, Sir Henry Jenkins, Knts., Will. Malliverer, John Constable and Chas. Laton, Esquires, to take the paines upon them to effect such matters as are requisite touching the same: and that lettres might be presentlie sent and directed to the Bushopp of Durham and the Justices within the Bushopprick of Durham, to require them to give a meeting and appoint a daie and place for conference about the same.

A letter be sent to Serieant Hutton to desire him to plead the matter touching the arreares for the Marshalsey and Kinges Bench according to his promise at the last Assizes, so as Sir John Gibson, Knt., who is charged by processe to appeare this next terme answereing thereof, may be discharged of his apparance and further trouble therein.

John Ward of Bransdale (see supra, pp. 36, 40, 42) shall acknowledge himself to have greatly disordered himself in disobeying diverse warrants sent from diverse Justices to attach him, and also that the same Ward shall acknowledge himself unto Sir John Gibson, Knt., that he is heartily sorie &c.

Will. Cheseman* of Lastingham shall paie unto Tho. Shepparde 10s. for the mayntaynance† of a child for 10 weekes.

A warrant be made to the Sheriff of the County of York and to his Deputy to attach Chr. Pressick of Carleton and bring him before Chas. Layton, Esq., to be bound with good sureties to be of good behaviour and to appeare at the next Sessions &c. touching the examination of Scarth, and for disobeying the Constable &c., and in saying he careth not a fart neither for the Constable nor his warrant.

Whereas Rich. Crosby of Flawith was bound by Recognizances not to brewe, nevertheless, on re-examination of his case at the present Sessions, to be suffered to brewe &c. until the next Sessions for Alehouses.

* See above, p. 44, &c.

† A noteworthy form, which may be illustrated by the still existing *providance* with a precisely parallel sense.

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OWLSTON MOORE.—Whereas alterations have been made in the highwaie upon the said moor, the old way having become a very badd and foule way in diverse places and noysome to the people in their passage, and as the new way is better and not much about, it be contynued and hereafter from tyme to tyme amended and repayred in all places needfull* at the costes and charges of Sir Henry Belassys of Newbroughe, Knt., and his heires, unto which Sir Henry doth willingly give his consent.

Will. Worsley and Rob. Cootes being brought into Court for suspicion of purses cutting and are noted to be wandring roagues, be sett in the stockes at Malton,† and thereafter soundly whipped and to have their pasport according to lawe &c.

The former Order touching Henry Buttry (see supra, p. 44) shall

* One instance out of many of the original use of the word in its, and in this district still existing, sense of *full of need*. Compare *careful* (Luke x. 41) and *dredfull* in "When I sall qwake and *dredfull* be." (*Rel. Pieces*, p. 77.)

† This may seem an act of high-handed rather than only summary justice, but it would appear to be strictly within the direction of the statute. Possibly an extract or two from the said statute (39 Eliz. c. 4) defining a rogue or vagabond, and specifying the powers of the Justice in his case, may not be out of place here. "Be it further enacted, That all persons calling themselves schollers, going about begging, All sea-faring men pretending losses of their ships or goods on the sea, going about the country begging, All idle persons going about in any country either begging or using any subtle craft or unlawfull games or playes, or faining themselves to have knowledge in phisiognomy, palmestry, or other like crafty science, or pretending that they can tell destinies, fortunes, or such other like fantasticall imaginations, All persons that be, or that utter themselves to be proctors, procurers, patent-gatherers, or collectors for gaoles, prisons or hospitals, All fencers, bearewards, common players of enterludes and minstrells wandering abroad (other than players of enterludes belonging to any baron of this realm, or any other honorable personage of greater degree, to be authorised to play under the hande and seale of armes of such baron or personage), All juglers, tinkers, pedlers, and petty chapmen wandering abroad, All wandering persons and common labourers, being persons able in body, using loytering, and refusing to worke for such reasonable wages as is taxed or commonly given in such parts where such person doe, or shall happen to dwell or abide, not having living otherwise to maintain themselves, All persons delivered out of gaols that begge for their fees or otherwise doe travell begging, All such persons as shall wander abroad begging, pretending losses by fire or otherwise, And all such persons not being felons wandering and pretending themselves to be Egyptians, or wandering in the habit, forme or attire of counterfeit Egyptians, shall be taken, adjudged and deemed rogues, vagabonds and sturdy beggers, and shall sustaine all paine and punishment as by this act is in that behalfe appointed."

The act then proceeds to enact that any person coming under the definition or description thus given shall, upon his or her apprehension by the appointment of any justice of peace, constable, headborough or tithingman of the same county, hundred, parish or tything where such person shall be taken, the tithingman or headborough being assisted therein with the advice of the minister and one other of that parish, be stripped naked from the middle upward, and shall be openly whipped untill his or her bodie be bloody; and shall be forthwith sent from parish to parish &c., to the parish where he was born, or was known to have dwelt for a year or more &c.

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stand, and that a warrant be made to the bayliffs of the liberties of Langbargh and Allertonshire to see execution done; and the moiety of the fynes imposed upon him to be paid to Rowland Atkinson and Will. Maynerd who did prosequute the cause against Buttry, and the other moiety to be paid nowe in Court.

The Clerke of the Peace his fee payable by the Thres^rs of Lame Souldiours and Hospitalls.

Whereas the Clerk of Peace for the North Riding hath heretofore had yearly paid unto him by the Thresurer for Lame Souldiours and Hospitalls the fee of £6 13s. 4d. for keping the Recordes thereof, foure pounds whereof is yearly allowed out of money payable within the Division of Langbargh et al[ibi], and 53s. 6d. out of money payable within the Division of Richmondshire and Allertonshire:—Forasmuch as some question hath bene made touching the allowance and payment thereof, this Court doth nowe confirme and approve the same to be necessarie, and to be for the countryes good: And doth therefore hereby ORDER that the said fee shall continue and be paid yearly at Easter Sessions by the Thresurers then being.

ORDERED ALSO THAT the Head Constables shall have the allowance of xiid. at the pound for collecting of the same [the sense is imperfect, but may be surmised.]

The towne of Raskell shall in regard of their losses suffered by fire have the allowance of £6 13s. 4d. paid to them by the Thres^r of the Hospitalls, the same to be distributed at the discretions of Sir Henry Belassys, Sir Will. Bamburghe, Knts., and Rob. Hungate, Esq., or any two of them, unto such as stand most in nede, namely, to Place* wieff and Crosby* wieff.

Stephen Smith of Allerston, scholemaster, in consideration of his losses by fire, to have the sum of £3 6s. 8d. allowed him &c.

John Harker of Yarme (in the same case) to have 40s. paid him.

Whereas at the Helmsley Sessions of July, 1605, it was ordered that £6 13s. 4d. should be paid to Peter Slater, the money remaining hitherto unpaid, it be forthwith paid him by the Thres^r &c. [Side-note.—Vide originall Roll at Helmesley, July 9, 1605.]

[49.] Will. Hollinges of Helmesley, a poore man, have 6s. 8d. given him towards his relieff by the Thres^r, &c.

Rich. Smith, a lame souldiour, shall have his pension of 30s. continued, and a warrant made for present payment of 15s. by the Thres^r, &c.

Martin Walker, another lame soldier, shall have 40s. a year pension, the same to begin from Midsomer last.

* Instances of the North Yorkshire genitive still in use in many places, formed exclusively of the use of the final *s*.

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Tho. Smith, another L. S., "upon his extreme clamour of want," to have 20s. as a gratuity, and not to be further troublesome &c.

Edmond Cloughe, Thres^r for Lame Souldiours, for that he departed the Court and refused to pay pensions unto the pensioners allowed, is fyned xls.

Robert Brigges, Esq., late Thres^r for the Hospitalls, has tendered and perfected his accompt, which is allowed, et sic quietus discessit a compoto suo.

Rob. Hunter, Esq., Thres^r for the Hospitalls for the last yeare, hath tendered his accompt and hath paid the remainder thereof unto John Heslerton, Gent^n, Thres^r for this yeare. Et sic &c.

Will. Wharton. A warrant to be made for delivery unto Will. Wharton his two hattes now in the custody of Edw. Scaling, which Harbert Dawson took from the said Wharton.

Proxima Sessio tenenda apud Helmesley xiii^o Jan^ii prox. futuri.

RICHMONDE,

[50.] Quarter Sessions at, 13 Oct^r., 1606. Before Cuthbert Pepper, Knt., "Supervisor Curiæ Ward' et Liberationum," Tho. Metcalf, Coniers Darcy, Tim. Whittingham, Rich. Theakston, Knts., and Adam Middleham and Anth. Besson, Esquires.

Henry Gamell attended as Deputy &c.

PANNELL.

Chr. Allenson, Newton Morrell, Gent^n.
Tho. Duffeld, Bolton, Gent^n.
John Smith, Easby, „
Tho. Bancks, Grenebury, Yom^n.
Tho. Thackwray, Exilby, „
Geo. Sparrowe, Bolton, „
Cuthbert Anderson, Gailes, „
Ralph Johnson, Newsam, „
Leon. Robinson, S^t. Trinyons, Yom^n.
Anth. Smithson, Newsam, Yom^n.
Rob. Tooes, Burneston, „
Joh. Johnson, Brompton, „
Rich. Michell, Crakall, „
James Lightfoot, Rydmer, „
Gawdwyn Spence, Carleton, „
John Robinson, Wandell, „
John Fosse, Merryforth, „
Ralph Sympson, Horneby, „
Will. Cootes, Brompton, „

WHO PRESENT—

Brian Stapleton of Beedall, Gent^n, for forcibly taking away from a certain close of our Lord the King at Bristoll within the Constablery

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of Crakhall, certain pieces of timber and other wood to the value of 7s.

Brian Hutchinson of Middleton Tyas, and certain other persons unknown, for stealing at Manfield [50b.] in a certain place there called Grunton, a grey mare and foal value £5, a bay mare value 40s., et unum equum testiculatum, Anglice a stoned stagg,* bay with a white star in the forehead, value £5, the property of John and Will. Reignoldson, &c.

Rich. Beckwith of Massam, yoman, Chr. Cleveland, shomaker, Rob. Tophan, cowper, both of the same, and John Dodsworth of Massam Maynes,† yeoman, for an assault, at Foulforth Lane-end, on one Chr. Watson of Wardermarske, and also for stealing a mare, black bay in colour, value 40s., belonging to one Geo. Spence, on which the said Christopher was at the time riding, together with the saddle and bridle, value 5s. &c.

Brian Smith, Rich. Smith, Will. Smith, and Rich. Coulson, laborer, all of Welbery, for stealing from a certain close of Marmaduke Fulburne's, called Dighton, two cart-loads of whins, value 5s., &c.; and also the three Smiths for stealing on a subsequent occasion from the same place one other load, value 2s. 6d., &c.

John Bowman of Crosby Cote, yoman, for trespassing in a close of one John Graunt's, called Dunning-close, in Sowerby-under-Cotcliff, taking others with him, and treading down and damaging the herbage therein growing to the value of 40s., &c.

[51.] Tho. Atkinson of Melmerby, lycensed to kepe an alehouse, for allowing vaine and disordered persons to drink and remaine in his house contrarie to the lawe, and for want of money delivers drink upon their apparrell or other pawne.

Chr. Harrison and a certain Mabel, servant to Mr. Tunstall of Hackforth, for being Recusants, &c.

Rich. Beckwith of Massam, for keeping an alehouse without license; and also for not keeping watch &c. [Per Jo. Dodsworth, Tho. Jackson, Cap. Const.]

Francis Pearson of Langthorne, as being a common quarreller and disturber of his neighbours—viz., for making an assault, on Sunday, July 27, on Will. Dodsworth and his wieff, sore beating the latter and breaking her head so that she sowned‡ two or three times; for beating

* A *stag* is originally a male animal; as applied to a horse, it describes one of over a year old. It is also used in Cleveland to designate a cockerel or young cock. *Steg* is a gander.

† See note on p. 48.

‡ The modern Cleveland form of this word is *sound*, to swoon. *Sown* is nearer the original. "The standard M. E. form," says Skeat, "is *swozniem*, the *z* being

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a youth called Glover in the towne; for breaking one Rob. Appleby's head; also that he is a most dampnable and wicked swearer and drunkard: hath a lycense to brewe and selleth ale for viiid. a gallon to his neighbours, and in the house after the rate of xiid. or xvid. a gallon, and carding and swearing in his house daily and nightly; his neighbours dare not complaine, for feare &c.; and also his wieff is a common skolder with her neighbours.

That in the towne of Langthorne aforesaid there is neither stockes nor cockinstole for the punishing of offenders.

Tho. Wilson of Kirklington for refusing to entertain or harbour travellers or strangers willing to pay their own expenses, though required by the Constable to do so.

John Wilson of Marton-on-the-Moor for keeping an alehouse there without licence, and John Sweeting of Midleton for the like.

[51b.] Rich. Barnet of Wath, Constable, for not appearing at the Petty Sessions at Melmerby.

Chr. Wind and Marmaduke Hutchinson, Constables of Brompton, for permitting rogues and vagabonds to go unpunished.

Fleake Bridge and Healie (or Healy) Bridge, both in bad repair, but it is not known by whom the repairs ought to be done.

Skeaby Bridge is in great decay, and ought to be repaired by the country.

A lane leading from Knaton to Kilvington Bridge, and so on to Thirske, within the parish of Thornton-le-Street, is in bad repair, and that it ought to be repaired by Tho. Mennell, Esq.

Chr. Wind and Marmaduke Hutchinson, Constables of Brompton, for not duly executing their office in setting a watch there, &c.

Rich. Paynter of the same, for not keeping his watch there when duly warned, and Rob. Hutchinson, Will. Jackson and Jas. Peacock, all of the same, for the like.

The Churchwardens of Dighton for not paying their assessment for the lame Soldiers and Hospitals.

Recusancy.

John Acrig of Mandfeld (or Manfield) and his wife for being [52.] Recusants; also Joan Burrell, Margaret Husson, Margaret Robinson, Tho. Liddell and his wife, Alice Bailes, Anne Bailes, Penticost Jackson,

represented either by *gh*, *w*, or *u*, and this is a mere extension of a form *swozien*, with the same sense. . . . This form appears, slightly degraded, as *swowen*, to swoon, in Piers Plowman; also as *sowghen*, *soghen*, to sigh deeply, Romans of Partenay, 1944, 2890." The latter form is identical with that in the text.

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Tho. Bailes and his wife, John Wilson, Grace wife of Chr. Myles, Jane wife of Tho. Bailes, Katherin wife of Tho. Jackson, Dorothea wife of Tho. Wilson, Anne wife of Rich. Wilson, and Barbary wife of Will. Harwood, all of the same, for the like.

ORDERS made &c.

ORDERED THAT Will. Cook of Midleham, the supposed father of a bastard by Elizabeth Carter, pay iiid. weekly to the said Elizabeth &c.

RECUSANCY.

That warrants be made to the High Constables to give warning unto all Curates and Petty Constables to present all their Recusantes within their severall offices, and the names of their children and servantes, and their ages.

That Marmaduke Blackborne, being heretofore prohibited to brue to sell, and kepe an alehouse having no lycense so to do, by some of his Maties Justices, and having in contempt of the said Justices restraint still continued to brue and kepe an alehouse—a warrant be made to bring him before Sir Coniers Darcy and Sir Timothie Whittingham, Knts., by them to be bound, with good sureties, to forbeare an alehouse any more, and if he refuse to commit him to gaol.

That, whereas Geo. Hutchinson, being herefore bound with others in Recognizance (see above, p. 45) for the good behaviour and to appear at the Qu. Sessions held at Richmond, and did not appear, and the Justices in Court agreeing to respite the Recogn^ces^ untill this day, and the said Geo. the second tyme made default, not regarding the penalty of his said Recogn^ces^ nor the forfeiture and damage of his sureties, . . . his bond so nowe forfeited be estreeted, and that a warrant be made for the apprehending of him and bringing him before &c.

BURTON and NORTHCOTE LANE.—That forasmuch as one higheway or layne betweene Canswick Parke-nooke* towardes Nosterfeild and Massam Bridge, viz. the layne lying betwene the groundes of Litle Burton and North Cote is in great decaie and has been presented before . . . . it be forthwith repayred before Christmas by the inhab^ts^ upon payne of every one refusing and not doeing the due charge and labour to them by them [sic] touching the same according to their proportion to forfeit (for every 12d. which they do not accordingly pay) 20s., to

* This word is not an unusual element in local names, "Park Nook" and "The Nook" being two instances of its occurrence in the parish in which this is written alone. It implies a corner or recess, "The Nook" being a field nearly enclosed by the winding of a stream.

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be levied &c. if the same be not paid within one weeke after assessment and demand of payment thereof be made—retorne to be made at the next Sessions by John Dodsworth, Rich. Beckwith, Tho. Johnson and Francis Hoppes, Surveyours of the said workes, touching their doeings therein &c.

That a warrant be made to Gilbert Smith and John Pattyson of Aserley to apprehend John Pattyson of Owneby in the Co. of Durham on suspicion of stealing a mayre; and a letter to be written to the Bushopp of Durham to signify the said suspicion and require his apprehension if found within that county.

That Ralph Milner of Rashe, yoman, being accused of sorcerie, witchcraft, inchantment and telling of fortunes, shall make his submission at Mewkarr Church upon Sonday next, in the tyme of Divine Service, and confesse that he hath heighlie offended God and deluded men, and is heartily sorie, and will offend no more.

That John Lund of Snaipe, being complaining [sic] upon for not paying his assessmentes to the poore to the amount of 13s. 4d., pay the same forthwith, and 13s. 4d. besides for a fyne, and for refusing to pay the said sommes be committed &c.

That all matters depending betwene Edw. Birkbeck of Rashe and James Milner of the same be referred to the arbitrament of Roger Gower, Gent^{n}, Mr. Smithson, Vicar of Grynton, and Mr. Wetherelt, Curate of Mewkar, or to any twoe of them, thone partie giving to the other foure dayes warning thereof.

That whereas 40s. yearlie pension is granted to John Ripley, a lame soldier, to be paid quarterly, and two quarters are now unpaid, and the Treasurer refuses to pay the former of the two, a warrant to be made to enforce such payment.

Prox. Sessiones tenendæ apud Richmond xvi die Januarii prox. futuri.

FINIS HUJUS SESSIONIS.

[54.] HELMESLEY,

Qr. Sessions at, 8 Jan. 160$\frac{4}{5}$. Before Henry Belassys, John Gibson, Will. Bamburgh, Henry Jenkins, Rich. Vaughan, Knts.; and Rob. Hungate, Charles Layton, Henry Tanckard, and Tho. Norcliff, Esquires.

John Lomley, Deputy for Sir Henry Griffith, Knt.

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PANNELL.

Roger Ringrose, Amotherby, Gent^{n}.
Rich. Coates, Swinton, Gent^{n}.
Ralph Robson, Slingesby, Yom^{n}.
Tho. Wilson, Nawton, „
Laur. Gill, Wrelton, „
Rob. Lythe, Locton, „
Will. Hay, Aysleyby, „
Rich. Corner, Upledam, „
John Crowe, „ „
Will. Kuthbert, Kirk[l]edam, Yom^{n}.
Will. Foxton, Hovingham, Yom^{n}.
Henry Noble, Larepole, „
James Awdus, Russupp, „
Geo. Garnett, Skewsby, „
Tho. Faceby, Hueby, „
Will. Sharpe, Skipton, „
Tho. Tailour, Thorneton, „

WHO PRESENT—

Will. Tanckard of Thornbrough, lab^{r}., Rob. Tanckard, Fr. Tanckard, Rich. Tanckard, and James Kilton al^{s}. Kilvington, all laborers, of the same place, with many others to the number of thirteen, for an assault on Cuthbert Layton, Ralph Otley, Will. Bell, tanner, Anth. Pybus and Rob. Wardell, deputed by the High Sheriff for the collection of £40 due to the Lord King, and payable out of lands and tenements in Thornbroughe, and previously charged in the Compotus of Sir Rich. Gargrave, late High Sheriff, &c., taking away by force certain cattle to the number of four horses or mares seized under distraint &c.

[54^{b}.] Rich. Tanckard, Senr., Will. Tanckard, Rob. Tanckard, Fr. Tanckard, Rich. Tanckard, Junr., all lab^{rs}., of Thornbroughe, and Will. Hill of the same, webster, for the like (in another case).

Rob. Franckland of Danby Forrest, for entering a close there in the occupation of one Rich. Nellis, called Chapman Close, and cutting down divers trees, called hollins,* of the value of 20s., growing there, and taking them away.

John Tonge of Whenby, for cutting down and taking away certain oak-trees, value 10s., growing in a close at Bransby, called Awmed, belonging to Rich. Cholmeley, Esq.

Percivall Swan of Crake, lab^{r}., for cutting down at the same place and taking away certain ash-trees, value 5s.

[55.] Edw. Skoresby of Settrington, lab^{r}., for an assault at Malton on Rog. Ringrose of Amonderbye, yoman.†

Rob. Smith of Oswaldchurch, for hiring at Kirkby Moreside one Giles (Egidius) Aysley, being the hired servant of Will. Wasse of Easterbie, without the license of the said Wasse &c.

Will. Saier of Kepwick, for hiring John Browne his man contrary to lawe, &c.

* Still the local name of the holly. † One of the Pannell.

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The inhab^ts of Thirkleby (Great and Little) for refusing to give the names of their servantes, and their wages, to the Constables of the said townes, or to the Head Constables.

The inhab^ts. of Kilbornes, Over and Nether, for the like, and for giving their servants more wages than the statute doth allowe.*

Rich. Oddye of Thirkleby, for giving more wages &c.

The inhab^ts. of Thirkleby, Great and Little, for not repairing the highway or street within their lordshippes, nor doing the common day workes according &c.

Tho. Gibson of Easingwold, for reteyning and accepting into his service one Will. Thompson without shewing to the Head Officer, Curate, or Churchwardens any lawfull testimonial, &c.

Rob. Bossall of Huby, for reteyning &c. one Will. Hudson without shewing testimonial, and for refusing to pay 1d. to the Head Constables for entering his wages in their booke according to the custome.

[55^b.] Rich. Waynd of Skewsby, for reteyning two servants &c., and refusing to tell their names and wages.

Will. Burnett of Bawsker, for refusing to pay pence for entering his servants names &c.

Will. Morrett, for reteyning one Elinour Hadgon &c.

Elizabeth Spawnton of Easingwold, servant to Fr. Taylour of the same, for departing from her service at thend of her tearme without lawfull quarter warning given to her master.

Cuthbert Ibyson of Awdwarke, husb^n, for reteyning Tim. Johnson servant at husbandry for 46s., contrary to the rates assessed by the Justices, &c.

Fr. Warde of Skewsby, for reteyning &c., one Mawde Wilkinson without shewing &c.

John Blande of Dalby, for reteyning one Rob. Barker &c.

Leon. Jeninges of Hinderskelf, yoman, for reteyning &c. Rob. Cootes and Isabell Humble, &c.

Will. Sugdell of the same, miller, for reteyning &c. Rich. Ettye &c.

John Poole, late servant to Will. Harrison of Claxton, for departing &c.

Geo. Thwing of Heworth, yoman, for reteyning Isabell Barker for 30s., contrary &c., and without any testimonial.

John Welles of the same, husb^n., for reteyning one maid for 26s., contrary &c.

John Gelderd of Wigginthorp, for refusing to pay pence for five servantes for entering their names and wages, &c.

* By 5 Eliz. c. 4, the wages of servants, labourers, and artificers were to be assessed by the justices of the peace, sheriff, &c.; proclamation of the rates fixed to be made, and the rates continued or altered at the discretion of the justices.

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John Stockdell of Tirrington, for reteyning &c. Tho. Lawson &c.

Nich. Blenkarne of . . . . . , for reteyning &c. Anne Abbott &c.

[56.] Will. Blackborne of . . . . . , for reteyning Jane Crathorne &c.

The Constables and Churchwardens of Osberwick, for not paying 2s. 2d. due last quarter for Lame Souldiours and Hospitalls &c. [Per Rich. Spofforth et Tho. Waite, Cap. Const.]

Phil. Craven of Synington, for hyring a servant without testimonial &c.

Anth. Kidd and Fr. Challoner, both of Marton, for the like. [Per Gawin Pollard et Will. Nesse, Cap. Const.]

John North of Butterwick, for reteyning John Welbury &c.

John Russell of Kirkby Moreside, for keeping an alehouse without license; and also Rob. Darkinge, Rob. Adamson and Mich. Buttry, all of the same, for the like.

RECUSANCY.

Phillis Wildon of Scackleton Graunge, in Hovingham parish, for Recusancy; and also Geo. Chambers, [56b.] Cuthbert Tailour and Agnes his wife, Elizabeth wife of Geo. Holtby, Gentn, Katherine wife of Guy Geldert, Rich. Lee, laborer, Margaret Peckett, spinster, Gilb. Almaine, laborer, and Ann his wife, Katherine wife of Rob. Davison, John Franckland, laborer, and Cecilia his wife, Jane Clarkson, widow, Katherine Theaker, spinster, Phillis wife of Bennett Crathorne, Allison wife of Rich. Thornton, blacksmith, Margaret wife of Tho. Bonwell, blacksmith, Alice wife of Tho. Greene, Prudence wife of Henry Skelton, Katherine wife of Rob. Hardwicke, husbn., Thomas Hick and Anne his wife, Jane Edward, spinster, Isabell wife of Geo. Phillis-kirk, tanner, Elizth wife of Will. Drewe, labr., Chr. Carter, labr., Margaret Carter, all of Scackleton, for the like; also Brigitta Crathorne, widow, Marjorie wife of Tho. Crathorne, Esq., and Mary wife [57.] of Geo. Spenceley, all of East Nes; Elizabeth daughter of Tho. Bullock of Southolme; Agnes Pearson, widow, George her son, and Margaret . . . . . her servant, of Kirkdale; Margaret wife of Anth. Lowdy of Gilling; all for the like. [Per Tho. Clark et Henr. Cowpland, Cap. Const.]

Anne Wilson of Morton Graunge,* in East Harlesey, widow [for thirty years]; Ann Talbott, Will. Bulmer and Ellena his wife, of South Ottrington; Mary wife of Jos. Constable, Gentn, Mary wife of Ralph Warde, Elizabeth Williamson, widow [no goods], Jane Pauper,† spin-

* Originally Abbey property, having been part of the possessions of the Convent of Rievaulx.

† It may be a question if this is intended as a personal name, or merely a description of the said Jane.

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ster [hath nothing], Elizabeth wife of James Clerkson [a poore glover], Margaret Clarkson, widow, Alison Humble, widow, Isabella wife of Henry Ward, taylour [for 16 years], Mary his daughter, Tho. Harwood and his wife [for 26 years; common beggers], Will Jackson and his wife, Isabell Cooke servant to Jas. Constable, Gent[a], Peter Smith and Alice his wife, all of Kirkby Knoll, for the like.

[57[b].] . . . . . Harrington, Gent[a], and Petronell his wife [they and their family are removed out of this parish], Elizabeth wife of Tho. Collier [for 7 years], Lancelot Brand and Anne his wife [had a child about S. Luke's daie last, and not yet brought to the Church to be baptized, &c.], Fr. Truman and Maria Brande [thought to be married by some popish priest, and do dwell at Lancelot Brande's house aforesaid in Sutton], Rob. Timperan [doth frequent Sutton and cometh not to the Church. This fellow was committed to prison to Mr. Owtlawes at York, and brake from him about two yeres since and giveth forth lewd wordes viz. that before he be taken he will thrust a knife in them], Eustace* Lowson of Sutton [a carrier of lettres and a verie forward, wicked woman in that folly] and Isabell her daughter, Tho. Riveley of Boltby, and Agnes wife of James Peckett, of the same, all in the parish of Felixkirk, for the like; Clara Walker of Skipton (Topcliff parish), widow, for the like; also Geo. Robinson, Anne his wife, and his mother, Alice Crathorne, Alexander Wilson and Jane his wife, Margaret Johnson, Elizabeth Browne, widow, Jane wife of Tho. Lawe, Jenet Wilson, widow, Chr. Carter and Jane his wife, Elinor wife of Will. Sampson, Jane wife of Will. Bassett, Elizabeth wife of Will. Chapman, [58.] Ursula Robinson, widow, and her nurse, Jane Jackson, widow, Frances wife of Chr. Jackson, all of Upsall, parish of South Kilvington, for the like; and Tho. Lawe for harboring of Jennet Wilson abovesaid, late of Thirsk.

Meriall, wife of Marmaduke Bowes, Elizabeth Atkinson, widow [very poor and helpless], and Katherine Ingram [very poor], all of Welbury, for the like.

John Danby [for 7 years], Margaret Danby, widow, Rich. Danby, husbandman, and Alice his wife, and Brian Danby, webster, all of Sand Huton with Carleton, for the like. [Per homag. et offic. cujuslibet parochiæ sive villæ.]

Elizabeth Jackson, widow, of Maltby [for 9 years]; John Palliser, yoman, and Phillis his wife, Rich. Hoggard and his wife, all of Worsall; John Hawkeridge, of Skinygrave; Will. Baites and Lancelot Bates of Gisbrough; Will. Simpson, shomaker (also for keeping an alehouse without license), of Skynygrave; John Whitfeld,

* The name is given as written. Probably the woman's name was really Eustacia. The side-notes in this and adjoining entries are curious and worth noting.

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Edw. Simpson, shomaker, Agnes Pearson, widow, Geo. Knagges, lab^{r}. (and for keeping an alehouse &c.), Alice Concett, widow, John Marshall, yoman, and Margaret Whitfeld, widow, all of Egton, for the like. [Per Will. Baites et Marmaduke Liell, Cap. Const.]

[58^{b}.] Margaret Duck, John Harlande, Steph. Harland, Elizabeth wife of Rob. Newton, and Jane his daughter, Emott Jackson, spinster, Rich. Sleightholme, Ellis wife of Will. Workfolk, and Jane wife of Rob. Lythe, all of Goteland, for the like.

Jane Edon of Sinnington, spinster; . . . . Dutton, wife of Rich. Dutton, Gent^{n}, of Dawby (Dalby) in the parish of Thornton; and Rich. Ellerton of Pickering, for the like.

That the Kinges highway or street within Huntington, leading towards the Citty of York, at a place called Deadman land-endes, and at another place called Erswickes Crosses, is in great decay &c.

That the Kinges highway at Trowbrigg, belonging to Sunleycotes [or coates], is in great decay, and ought to be repaired by the farmers or occupiers of Sunleycotes.

That the layne at Normanby, at the northe end of the towne next to Walter Cheeseman* farme, is in great decaie.

That the layne at Keldom, at Keldom Shawe, as also the lane there called Dove, are in great decaie, and ought to be repaired by the inhab^{ts}., farmours and occupiers of Keldome.

[59.] Orders made &c.

Ordered that a warrant against Anth. Pratt of Swaynby as a common drunkard and of very lewd behaviour—facts affirmed by Chas Layton, Esq., J.P., in open court—be made to attach him and bring him before Mr. Layton, to be bound &c.

A further warrant be made against Tho. Atkinson al^{s}. Curwen of Faceby, "for his misdemeanours in setting hornes † upon the dore of Rog. Garbut's of Faceby, and calling the said Garbut his wieff whore, a former warrant having been made and disregarded, &c.

Forasmuch as Mary Bolby, of Helmesley, has sworn that Chr. Browne, late servant to Mr. Ashley, is the true father of Alice her bastard child, a warrant be made to take him bound to pay 6d. a week ever since its birth until further order, and to appear at next Sessions &c.

* The genitival *s* wanting.

† A note in Brand's Popular Antiquities states that "in Spain it is a crime as much punishable by the laws *to put up horns* against a neighbour's house as to have written a libel against him." The present entry is one of interest as betokening the former existence of a practice in the North Riding which seems to have escaped the notice of antiquarians.

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As the Court is informed by certificate from Will. Simpson, Curate of Brotherton nere Ferrybrigges, that one Will. Man, a millner, late servant to Leon. Short of Brotherton, is lately fledd from thence to Hasker in Whitby Strand, having gotten Agnes Byrom of the same with child, and had banns of marriage with her three times published . . . . nowe for the Christian care and provision of which child after it shalbe borne, the woman now being nere her time, as also that such like lewd persons shall not escape unpunished notwithstanding they flee into forrein countrys or Rydyngs, a warrant be made for the apprehension of the said Man &c.

Elizabeth Kay of Gristropp be bound over till the next Sessions for the suspicion of murder, and in the meane tyme the Clerke of the Peace to peruse the examination and then to enforme the Court what cause there is against her, for that there is nowe an Ignoramus founde. [Side-note :—To send to Sir Tho. Hobby to take some bound to prosecute next Sessions.]

Rog. Morehouse, Constable of Hemsley, be fined 6s. 8d. for not executing a warrant sent to him to attach one Chr. Browne, to be paid at once in Court.

[59b.] Forasmuch as there hath bene great harme done in the towne of Helmesley by extremity of fyer, the owners of or dwellers in the houses burnt having suffered great loss—£6 8s. 4d. to be allowed out of the Hospitall money for their relief, to be distributed among them by "foure, thre, or two of the next Justices of the Peace upon information of Tho. Wynne, Jas Bromley, Tho. Fisher, and Tho. Goodyer, to which of them that suffred losse standeth most in nede," and a warrant &c.

Rich. Smith, a lame souldior, have allowed him 7s. 6d. this Christmas quarter, as parcell of 30s. wages which hath bene and is allowed him &c.

The presentment against Rob. Smith of Oswaldchurch at the instance of Will. Wasse, *in re* reteyning his servant Giles Aisley, be referred to Mr. Henry Tanckard and Mr. Thos. Norcliff, two &c., to be ended, to take submission and assesse the fine &c.

That forasmuch as John Huntley, a lame soldier, came into Court with letters for his relieff, subscribed by Sir Will. Waade, Knt., and voluntarily consented to take 20s. ready money in full satisfaction of all claim, and subscribed the Roll to that effect with his own mark . . . . a warrant to be made to Edm. Cloughe, Thres' &c., to pay the said 20s. forthwith.

Prox. Generalis Sessio Pacis tenenda apud Thirske, xiiiito die Aprilis prox. futuri.

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RICHMOND,

Quarter Sessions at, 16 Jan^{y}., 160$\frac{6}{7}$. Before Coniers Darcy and Tim. Whittingham, Knts., and Adam Midleham, Esq.

John Lomley, Deputy for Sir Henry Griffith, High Sheriff.

PANNELL.

Marm. Wylde, Hunton, Gent^{n}.	Tho. Stephenson, Fencott, Yom^{n}.
John Smith, Easbie, „	Tho. Pybus, Brompton, „
Fr. Runcthwait, Newton, „	Martin Carter, Awdburgh, „
Henry Davill, Kirkby Fletham, Gent^{n}.	Rob. Becke, Melmerby, „
	Will. Firbanck, Melsonby, „
Tho. Duffeld, Bolton, Gent^{n}.	Rich. Grange, Hornby, „
John Clarke, Newton, Yom^{n}.	Will. Miles, „ „
Geo. Scruton, Scruton, „	Will. Cootes, Brompton, „

WHO PRESENT—

Will. Wilson of West Apleton, yoman, for barratry and promoting of strife, quarrels &c., and as a fighter in church, and very likely to commit murder &c.

John Whitton, late of Langton Moore, lab^{r}., for stealing an ewe, value 10d., in a close at Ellerton-on-Swaile, called Southfield Close.

Richard Mennell of Dalton, Gent^{n}., for refusing to record his servants, &c., and Isaac Pilkington, for the like.

The Churchwardens of Erryholme, for not paying "their lame souldier money, due last quarter." [Per Rob. Colling et Rob. Shawe, Cap. Const.]

[61^{b}.] The inhab^{ts}. of Thwait, in Wensleydale, for not repairing one waie in defect, called Horssey Greene bray,* leading the waie over Mosedale Moore.

Alex. Scarr (or Skarr) of Cubeck, as a common drunkard, swearer and blasphemer.

Geo. Carter of Thornton Steward, for brewing without license. [Per Adam Thomlinson et Henry Turner, Cap. Const.]

RECUSANTS.

Cecilia wife of John Eshall of Northallerton, for not having been to church for two yeares and more; Anne wife of Gabriel

* The *bray* here is doubtless the word *brae*, constantly applied to overhanging edges, and from time to time to the moor-edge overhanging the steep dale-sides in the Dale districts.

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Coates, for three years [often presented and still allowed to brewe and kepe hostelrie]; Jane Raynold, widow (three years), Chr. Raynold and Anne his wife [married we knowe not where or by whom, have a child christened we knowe not where nor by whom, not bene to church this yeare and more], Tho. Lanchester and Margaret his wife [not at church this yeare and more], Tho. Scott and Jane his wife [married we knowe not &c., as above], all of Northallerton. [Maxima* peccandi illecebra impunitas. Qui non vetat peccare cum possit, jubet. Amicorum vitia ferendo nostra facimus. Malis etiam qui parcit bonis nocet. Illis enim ignoscendo hoc perditum itur.] [Per Fr. Kay, Clericum, et per homagium.]

Margaret wife of Rob. Hackforth of Dighton, for Recusancy; also Agnes Kenerewe, and Isabell Taylour of Hornby; Chr. Mitchell of Ellerbeck; Maria wife of Tho. Tyson of Osmotherley; [62.] Chr. Coniers, Esq., Rob. Coniers, Senr., Esq., and his wife Jenet, Margaret Browne, John Coniers and Barbara his wife, John Marsall [? Marshall] and Agnes his wife, Mary Watson, Mary wife of Rob. Coniers, Junr., Henry Rowth and Emot his wife, Thomasin Pybus, widow, Agnes wife of John Arthure, Isabell wife of Geo. Wright, and Rich. Hutton, all of Hutton [Bonville], for the like.

Tho. Mennell, Esq., and his wife, Rich. Talbott, Gent^{n}., his wife, and Julia his servant, Dorothy wife of Fr. Scroope of Spennythorne, Esq., Dorothy Ashe, Jenett Webster, widow, Dorothy wife of Chr. Jefferson al^{s}. Bower, Tho. Lyones and Grace his wife, Dorothy wife of Tho. Palliser, Margaret wife of Tho. Crakell, Elizabeth wife of Tho. Cooke, all of Thornton[le]Strete, for the like. [Tho. Janson, Jenett his wife, and Tho. Cooke having conformed.]

[62^{b}.] Mary Metcalf and Hellen daughter of Vincent Metcalf, both of North Ottrington; Anne wife of Tho. Danby, Esq., Elizabeth wife of Tho. Jackson, John Parkinson of Knayton, Mary wife of Ja^{s}. Greene, Esq. [non-communicant], Mary Danby of Brawith (the same), Mich. Metcalf and Elizabeth his wife (the same), Margaret Edlin of Borrowby (the same), all in Leake; Elizabeth Oventon, of Oventon [Ovington], widow, Ellen wife of Tho. Slinger of Little Hooton, Agnes Swallow, spinster, of Oventon, all in Forsett, for the like. [Per homag. et per offic' cujuslibet villæ.]

Orders made &c.

Ordered that Henry Rowth of Huton Bonwell, for his obstinate Recusancie in saying he will not come to the church, be committed

* These sentences are inserted in quite a different style of handwriting, and possibly afford a curious illustration of the condition of the writer's mind.

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to the Sheriff of the countie of York, to be conveyed to York Castle, quousque &c.

Whereas diverse misdemeanours are committed by Tho. Clerke of Thirne, as by information (remeyning in the hands of Sir Timothie Whittingham) appeareth, a warrant be made to attach the said Clerk and bring him before the said Sir Timothy to be bound &c., to appeare at the next Sessions &c.

Whereas Henry Simpson of Grinton, Clerk, having made oth that he is in feare of his lief or burning his house by Henry Simpson of Reeth, John Dowglasse and Mathew Blaides of Grinton, a warrant be made to attach the said three persons and bring them before the next Justice &c. to be bound &c. to appeare at the next Sessions, and in the meane tyme &c.

[63.] The order already made against Marmaduke Blackborne of Horneby shall stand, and the warrant [be] renewed, directed to the Bayliff of Hang East.

John Whitton of Langton, for sheep-stealing (see above, p. 65), shalbe sett in the stockes in Richmond and to be well whipped from the waist upward.

George Kearton of Gouerside, and John Dent of Marrick, Recusants, are conformed, and have nowe in open Court taken the oath &c.

Rich. Beckwith of Massam be allowed to kepe an alehouse untill next Sessions for Alehouses, and then to be licensed if his wife in the meane tyme be conformable,* being a Recusant.

A warrant be made to attach James Phillippes of Catterick (by reason he saith he will not stay in the country) and to bring him before Sir Coniers Darcy to be bound &c. to pay 4d. by week, according to a former Order, and the arrearages thereof unto one Jane Lumley, for a base child &c., and if he refuse to be bound, then to be committed &c.

Prox. Generalis Sessio pacis tenenda apud Thirsk pro corpore North Riding die Martis xiiii° Aprilis prox. futuri.

[64.] THIRSKE,

Qu. Sessions at, 14 April, 1607. Before Fr. Boynton, Will. Bamburghe, Tim. Whittingham, Rich. Vaughan, Knts., and Will. Mauliverer, Rich. Aldburghe, Chas. Layton, Rob. Brigges, Chr. Ashe, Rob. Hungate, Henry Tanckard, Walt. Bethell, Tho. Norcliff, Esquires.

John Lomley, Deputy for Sir H. Griffiths, High Sheriff.

* The word still continues in use in closely analogous senses—willing to comply, ready to accommodate oneself to the wishes of another, and so forth.

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FIRST PANNELL.

Rich. Ellerker, Yolton, Esq.
Rog. Fawconbridge, South Ottrington, Gent^{n}.
James Best, Sawcott, Gent^{n}.
Will. Harrison, Sinderby, Yom^{n}.
John Win, „ „
Rob. Coltus, Upledom, „
Will. Atkinson, Huton Rudby, Yom^{n}.
Geo. Newsham, Huton Seizey, Yom^{n}.
Rich. Graunge, Horneby, Yom^{n}.
Allan Ruddock, New Malton, Yom^{n}.
Henry Metcalf, Maunby, Yom^{n}.
Gawdwin Spence, Carlton, „
Tho. Weare, Easingwold, „
John Robinson, Walden, „
Lancelot Johnson, Boltby, „

WHO PRESENT—

Rob. Thompson of Alne, yoman, for building a cottage or habitation for John Joye of Alne, laborer, now occupied by the same, without assigning to it four acres of land &c., contrary to the Statute 31 Elizth &c.

[64^{b}.] Rob. Browne, Lancelot Hogge, Rob. Brand and John Pettye of Old Milnes in Cowsbye, for entering the gardens of Tho. Belwood, Anth. Wilson and Alice Todd in Cowsby, and also the gardens of Dorothy Pinkney and Chr. Ward at Silton, and those of Anth. Ward, Clerk, and John Wasse at Cowsby, and stealing thence in all some 20 bushels of apples and pears to the value of 20s. at least, &c.

Will. Gillay, servant to Rob. Hungate, Esq., for departing from his master's service before the ende of his tearme and without his leave &c.

The heighway leading from the Citty of York to Stockton and so to Malton—viz. from Moncke Bridge end to a stompcross* is in great decaie &c., and doth lie betwene the causey and a place called Heworth Graunge, now in the occupation of Mary Dawson of Heworth, widowe, but who hath usuallie repaired the same waie they know not, but, as they thinke, it lieth within the parish of St. Olives in St. Marygate. [Presented per Geo. Thwing, Constable of Heworth, and Will. Wells.]

The wief of Rob. Goodrick a Recusant remayning now in the

* The term "stump-cross" is one which is not infrequently met with. Thus, to mention but one instance, there is (or was) a stump-cross at Guisborough. But nothing occurs to lead up to what was implied by the said term. It is, however, more than possible that the word *stump* may refer to the material of the cross. It is indisputable that wooden crosses existed, and were afterwards replaced by stone crosses—*e.g.*, the cross now known as Young Ralph in the Danby boundaries—and stump-cross might be the term, from the natural meaning of *stump*, to imply one of these wooden crosses.

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Castle, for brewing unlycensed, having bene commanded to the contrary by the Justices, &c.

Will. Rawden, for brewing without license &c.

John Rymer, for reteyning into his service one Jayne Taylour without shewing any testimonial to the Constable, Curate, or Churchwardens, contrary &c.

[65.] Will. Watson of Sheriff Hutton, for "exercising the misterie of a taylour, not having served any master as an apprentice" &c.

Nich. Kildell, one of the Churchwardens of Topcliff, for non-payment of the money due for Lame Souldiours, amounting to 10s. 10d., having collected the same; also the Churchwardens and Constable of Thirske, for the like, being 8s. 8d.; also they of South Ottrington for the like, being 2s. 2d.; and the same as to Welbery and South Kilvington.

Tho. Grange of East Harlesey, for refusing to give a note of his servantes and their wages, &c. [Per Will. Hodge, Cap. Const.]

Walt. Cheesman, for incroching the Kinges highewaie at the north end of Normanby towne.

RECUSANCY.

Agnes Pearson of Wombleton, for Recusancy "ever since the Kinges Ma[ties] raigne"; Geo. Pearson, Margarett Wilson, Lancelot Bullock of Muscottes and Margaret his wief, for the like, and for the same time.

[65[b].] Frances wife of Will. Thornton, and Dorothy wife of Rob. Thornton, both of Scackleton Graunge, Hovingham; Phillis Wildon, widow, Geo. Chambers her servant, Cuthbert Tailour and Agnes Ta[i]lour his wieff, all of the same; Elizabeth wieff of Geo. Holtby, Katherine wief of Guy Geldert, laborer, Anne wife of Gilb. Almayne, cowper, Rich. Lee, laborer, and Margaret Peckett, spinster, all of Scackleton towne; Jane Clerkson, widdowe, Katherine Theaker, spinster, Phillis wief of Bennett Crathorne, laborer, Alison wief of Rich. Thornton, laborer, Margaret wief of Tho. Bonwell, smith, Alice wief of Tho. Green, laborer, Prudence wief of Henry Skelton, husb[n], Katherine wief of Rob. Hardwick, husb[n], Tho. Hick, maltster, and Ann his wief [side-note—qre? maltster sine licencia], Jane Edward, sister to the said Ann Hick, Isabell wief of Geo. Philliskirk, tanner, Chr. Carter, laborer, Margaret Carter, spinster, and Elizabeth wief of Will. Diew, laborer, all of Hovingham; Mary wief of Geo. Spenceley, a serving man, of East Nes; Elizabeth daughter of Tho. Bullock of Southolm; and Margaret wief of Anthonie Lowdie, of Gilling, all for the like. [Per Tho. Clerk et Henry Coupland, Cap. Const.]

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[66.] SECOND PANNELL.

John Nelson, Thorpfeld, Gent^{n}.
Tho. Fox, Marderby, „
Tho. Best, Hornby, Yom^{n}.
Edw. Raper, Angram near Appleton, Yom^{n}.
Brian Miles, East Harlsey, Yom^{n}.
Chr. Nicholson, Skipton, „
Will. Dale, Catton, „
Rob. Thompson, Catton, „
Will. Burnett, „ „
Michaell Merton, Thornton [le] More, Yom^{n}.
Ralp Hall, Worsall, Yom^{n}.
Peter Waynman, Loftous, „
Phil. Craven, Frere Hill, „
Tho. Tennant, Awdwark, „
John Palliser, Newby, „
John Gaynes, Maunby, „
John Parvyn, Merton-super-Swale, Yom^{n}.

WHO PRESENT—

Rob. Garnett of Marton-on-the-Moor, Gent^{n}., Anne his wife, Margaret wife of Tho. Wilmott of the same, Tho. Garnet, Anth. Deanholme, Cuthbert Hewetson, and Fr. Skatcherd, late of the same, yeomen, for forcible entry of a dwelling-house at Marston aforesaid, belonging to Elizabeth Countess of Shropshire, in the occupation of Marmaduke Wilson "firmarii ejus," ejecting him and his servants, John Clark and Ann Cundall, disseising the said Countess, &c.

Math. Ward of Gisbrough, John Rashe al^{s}. Richardson of the same, and John Duck of Cockwith nuke* within Mowgrave Lordship, for an assault at Egton on one Elizabeth wife of Will. Knagges of Eskedaleside.

John Clough, for encroaching on either side on the King's way or high street leading from Rippon to Thirske at a place called Seales Lane, viz. from Skipton Bridge to the Seale Yate† within the vill of Baldersby, the said road being also in great decaie &c.

John Thorneberry (or Thornbery) of Hudswell, Gent^{n}, John King of the same, yoman, and Abraham Rawe, late of Downholme, laborer, for deer-stealing (unum parem damarum, Angl. a doe and a tegg‡) at Downeholme Park, belonging to Tho. Lord Scroope of Bolton.

* This is now-a-days Cucket Nook. The name occurs in Kirkby's Inquest under the form Cukewalde, with the statement that Stephen de Malo Lacu claims to have right of park there, and it is added in a note that Peter de Malo Lacu had a charter of free warren in Cukewald 38 Henry III. In the record of the Fifteenth paid by North Yorkshire in 30 Edw. I., Cokewalde is mentioned in connection with Eggeton, Lecerigge (now Leaserig), and Westingby. The form Cucket, from Cukewald through Cuckwith, is an instructive instance as to the manner and the extent of corruption in modern name-forms.

† The north country form for *gate*.

‡ Halliwell gives TEG as "a sheep in its second year," and he adds: "Palsgrave applies the term to a young deer, 'tegge or pricket, *saillant*': properly the doe in

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John Leng, Abr. Rawe, and Chr. Walker of Hudswell,* for stealing a doe at the same place.

Geo. Burton late of Scorton, yoman, John Shaw and John Key, laborers, late of the same, for an assault in a place at Scorton called Croftes Parcell, of the property of one Leonard Waistell, on Will. Simpson and Rob. Buck.

Rich. Smith, late of Easby, yom^{n}, Geo. Key of Scorton, lab^{r}, and Alice Robinson, late of the same, spinster, for trespass and damage at Scorton in a place called Croftes Parcell, belonging to Leon. Waistell, to the amount of 40s., &c.

[67]. One highwaie lying along Whorlton Parke side within the lordship of Gowton, leading from Swaynby to Stokesley, as in great decaie &c.

Charles Hobson of Midleham, for not coming to the church.

Roland Michell of Midleham, for shooting in a gunne at haires. [Per Henr. Turner et Ad. Thomlinson, Cap. Const.]

Fr. Steele of Kirkby-super-Moram, brewster,† for selling ale contrary to the statute.

Rich. Bell of Rokesby [Roxby] and John Trowsdale (or Trowsdell) of Holme, Churchwardens of Pickall [Pickhill], for non-payment of the money for the layme souldiours, Kings Bench and Marshalsies &c.

John Harrison of Middleton, for not recording his servants names and wages.

Geo. Shotton of Synnymyre House, near Northallerton, alehouse-keeper, for harbouring mens servants and other suspected persons in his house contrary to the statute, and Tho. Chilton of Northallerton for the like.

The churchwardens of Dighton, for non-payment of the money due for maymed souldiors &c.

Ja^{s}. Dunning, for shooting in a gunne at hayres and pigeons &c.

Tho. Waller and Will. Wawne, Overseers of Normanby, for not paying to Rob. Bowland, a poore man, 14d. due to him at Easter last, and remayning of his assessment of 3d. a week. [Presented on the oth of the said Bowland before Rob. Brigges and Tho. Davill, Esquires, at Pickering, the vith of May, 1607.]

[67^{b}.] Rich. Seamer of Yarme, for refusing to help John Robinson, Constable theire, for the punishing of certen roagues and vagabonds resorting to the markett towne of Yarme, and there did use diverse misdemeanoures.

its second year." The present entry appears to confirm this view; both the deer are feminine, and the *doe* is distinguished from the *tegg*.

* This name is deleted in the minute itself, but suffered to stand in the margin.

† The old form of *brewer*, in which originates the modern personal name.

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Henry Thompson of the same, glover, for the like.

Rowland Stevenson, for badging* and buying corne contrary to the statute, and Rich. Sawer, for the like.

John Whitfeld of Egton, as a Recusant, and for brewing without lycense; also Edw. Sympson of the same, for the like.

Will. Nicholson of Brompton, for reteyning one Amie Allatson contrary &c.

Henry Brown of Kinthorp, for brewing without lycense.

Margarett Biggin of Scawby, as a Recusant; also Jane wief of Rob. Lyth of Gotland, Ellis wife of Will. Workefolke, Will. Keld and Jane his wieff, John Harland and his son Stephen, Eliz^th^ wief and Jane daughter of Rob. Newton, Margaret Duck, widowe, Em[ot] Jackson, widow, [68.] Rich. Sleightholme, all of Goteland; Frances wief of Rich. Dutton of Dalby in Thornton parish, James Edon of Synington, and Geo. Boyes and his wief of Scawby, all for the like. [Per Gawin Pollard et Will. Nesse, Cap. Const.]

ORDERS made &c.

ORDERED THAT Chr. Crosby of Hinderskelf,† laborer, having owned himself the father of Barbary Anderson's base child, shall pay 20s. yearly for two years (if it live so long) towards &c., and as he is a servant and paid half-yearly, to pay accordingly; after the two years to take the child himself and be bound not to suffer it to become chargeable to the parish in which it was born; and both he and the mother "to sitt in the stockes at Hinderskelf by the space of three houres," and the Constable there to see &c.

Tho. Spinck of Lynton-on-Owse, presented for beating the Constable there, and "verie scornefully and contemptuouslie behaving himself towardes the Justices in Court assembled" &c., to pay 40s. fine, "the rather for that thoffence for which he stode presented was by his Maties generall pardon discharged."

John Heslerton, Thres^r^ for the Hospitalls for this yeare now past, tendering his accompt and the Court being busied, so as not to have time to examine the same, Rob. Brigges and Tho. Davile, Esquires, to receive it and deliver the same to the Clerk of the Peace.

Ut supra for Edw. Clough, Thres^r^ for Lame Souldiors, and he to

* See note, p. 14. There we have a verb obviously but rudely derived from the term *badger*, which is quite noteworthy, and not without its value in the question of the true derivation of the said term.

† The name Castle Howard has supplanted Hinderskelf. Kelly's *Directory* to the North Riding states that the old castle of Hinderskelf had been destroyed by fire. The name of the township occurs in Domesday.

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make his accompt before Will. Mauliverer, Henry Tanckard, Rob. Brigges and Tho. Norcliff, Esquires, or any two of them.

The Thres^rs accompt for Richmondshire be taken by Sir Coniers Darcy and Sir Tim. Whittingham and certified, &c.

The inhab^ts. of Lynton-on-Owse, indicted for not repairing the road from Awdwark to York, and traversing the indictment, have a day appointed &c.

A warrant be made to attach Rob. Rowland, Clerk, John Blanchard and Geo. Gray of Oswaldchurch to have them bound &c. before Henry Tanckard, Esq., to appear at the next Sessions &c.; and that persons infected with plague* shalbe restrained and kept private until they know the Justices' further pleasure.

Rob. Pearson of Dishforth in Topcliff, being a very poor man and an inhab^t of Dishforth for 10 years, and with no other dwelling, a warrant be made to the Churchwardens and Overseers of the said parish not to drive him forth, and to see that he be relieved until they show cause to the contrary before the next Justice &c.

Will. Thompson of Malton, being the reputed father of a base child by Jane Wright, "the ordering thereof be referred to Rob. Brigges and Tho. Davile, Esquires, two of his Maties" &c.

Warning be given by the Highe Constables of every wapentage to the Petty Constables within their severall offices, that the day watch be forthwith diligently kept for the avoyding the danger of infected people, and the suppressing of roagues and vagrant persons, and the same to continue &c.

John Swyer of Thirske, whelewright, goe before H. Tanckard, Esq., to be bound to good behaviour, "by reason of his drunkenes and other misdemeanours, and to appeare at next Sessions" &c.

[69.] Forasmuch as, on the othes of Will. Simpson and Rog. Carter, &c., Rich. Smith of Easby, George Key and Alice Robinson of Scorton have outrageously &c. behaved themselves towardes Leon. Waistell of Ellerton-on-Swaile, his children and servantes, a warrant be made to bring him before the next Justice &c.

Whereas a warrant was made at last Sessions (Richmond) to attach James Phillipps of Catherick to be bound to pay 3d. weekly for a child borne to him by one Jane Lomley, directed to Cuthb. Browne, and has not by him been "retorned"—therefore the said Cuthbert to be fyned 20s., and a fresh warrant made against Phillipps to bring him before Sir Coniers Darcy and Sir Tim. Whittingham to be bound &c.

* The immediate connection of this part of the Order is not apparent. A notice a few lines lower seems to bear evidence that some virulent and infectious disorder, described as "the plague," was now prevalent.

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Rich. Shacklock of Yafford, found stealing a pair of shoes at Thirske, brought into Court with the shoes in his possession, and confessing the theft, be sett in the stockes (*sedente curia*), be soundlie whipped, and bound over to good behaviour and to appeare &c.

Anth. Pybus of Thirske, for his contemptuous speaches and disorderly conduct in Court towards Henry Tanckard, Esq., one &c., be fined 10s., or else be committed &c.

If the Bailiffes now in Court fyned do not upon their oathes make true retournes at the next Sessions of all such processes &c., their fynes now ymposed upon them to stand and be estreeted.

Rob. Franckland and Geo. Nellis (see above, pp. 59, 43), bound by the Roll, do stand to the Order of Tho. Davile, Esq. and Mr. Simpson, so as the same be done before Michaelmas next.

[69b.] John Dobbyson of Allerston, bound in recognizances, stand to the Order of the two Justices next to the place where his bastard child by Anne Parrett was born &c.

In like manner as to John Raynar of Bransdale, laborer, for his base child by Isabell Wood, as ordered by Sir John Gibson and some other Justice near.

A warrant be made to the Thres^rs for Lame Souldiours to pay the severall pensioners their quarterly allowances due, or be "fyned £5 a peece" on failure.

A warrant be made to attach Geo. Gibson, Clerk, and his wieff Agnes, and bring them before Tho. Norcliff, Esq., to be bound to keep the peace against Elizabeth Cowper of Bransdale, widow, and Greg. Dodsworth, and to appear &c.

A Writ of Restitution be made upon the Indictment against Rob. Garnet, Tho. Garnet and others.

Elizabeth Kay of Gristhropp having appeared at diverse Sessions and two severall Ignoramus found, be discharged.

A warrant be made to attach John Wood of Farndall and Tho. Wood of Bransdale to bring them before Sir Rich. Vaughan to be bound to keep the peace against John Raynold, &c.

John Monckton, Geo. Clerkson and Will. Bruswood, all of Thirske, being endicted for diverse misdemeanours &c., be fined 3s. 4d. each, to be paid *sedente curia*, or els &c.

Mem^d. Henry Gettinges of Newby in Pickering-lith being bound, as he thought, before Sir T. P. Hobby to appear at this Sessions, did so appear, and departed not without license given, his appearance therefore to be recorded.

John Metcalf, a lame Souldior, on the Lo. President's letters have 40s. granted him, to be paid out of the surpluss of the Hospitall money, and to be no further chargeable &c.

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Geo. Nicholson, a lame souldiour, commended by my Lord Eure, to have 20s. &c. as above, and James Gellmen the like.

£10 be "allowed forth of the North Riding towardes the repayring of Rippon North Bridge."

[See the originall on the file, and afterwardes £5 added to the former somme.]

£8, besides the charges of estreating and collecting the same, be allowed for the repairs of Bense Bridge, near Stokesley. [John Constable of Dromanby and Charles Layton of Saxhowe, Esquires, are appointed Surveyours of the same.]

£20 be allowed in like manner for Ulsey Bridge. [Fr. Scroope of Spenythorne and Raffe Atkynson of Jervaxe, Gent^{n}., Surveyors of the said bridge.]

Next Sessions to be holden at Thirske, Wednesday, 8 July, and at Richmond, 10 July next.

[70^{b}.] House of Correction at Thirske.

An Order made at the Assizes and Generall Gaole delivery holden at the Castle of Yorke the 13th daie of Julie, 1607.

It is ordered that there shalbe a House of Correction at Thirske within the North-ridding of the Countie of Yorke: And that there shalbe a Gaoler appointed by the Justices of Peace of the said Ryding to keepe and sett on worke such prisoners as shalbe committed to the same house: And that this be effected and order taken herein before the feast of All Saints next comming.

And it is further ordered that the said Gaoler shall sett such prisoners on work; and upon their delivery or discharge they shall paie for their fees every prisoner five shillings as they be able, otherwise 3s. 4d. And this House of Correction to serve the whole North-riding.

Signed by Ja. Altham, Rich. Williamson, John Ferne, Arthure Dakins, Henry Jenkins, Rich. Thekeston, Knightes; Rob. Brigges, Walter Bethell, Tho. Norcliff, Roger Darley, Esquires.

[Side-note.—The originall is on the file with the Clark of peace inter alia Mem^{da}.]

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[71.] THIRSKE,

Qu. Sessions held at, 8 July, 1607. Before Henry Belassys, Rich. Musgrave, Rich. Vaughan, Knts.; Will. Mauliverer, Rich. Aldbroughe, Rob. Hungate, Henry Tankard, Tho. Davile, Walt. Bethell and Rich. Darley, Esquires.

John Lomley, Deputy for Sir H. Griffiths, High Sheriff.

FIRST PANNELL.

James Strangwaies, Potto, Gent^{n}.
Allan Certaine, Gisbrough, „
Will. Denton, Middleton, „
Rob. Coltus, Upledom, Yom^{n}.
Rob. Dobson, Sinnington, „
Brian Miles, East Harlsey, „
Mich. Miles, „ „ „
Mich. Jackson, Ayrsom, „
Fr. Hall, Worsall, Yom^{n}.
Will. Sympson, Trayneholme, „
John Dale, Westerdale, „
Henry Moore, Yowcoot, „
Henry Burnett, Stillington, „
Roger Reveley, Fawdington, „
Fr. Power, „ „

WHO PRESENT—

Frances wife of Rich. Dutton of Dalby in Thornton parish as Recusant; also James Eden of Sinington; Jane wife of Rob. Lyeth, Ellis wife of Will. Workfolke, Will. Kelde, laborer, and Jane his wife, John Harlande, Marg. Ducke, widow, Elizabeth wife of Rob. Newton, and Jane his daughter, [71^{b}.] Elizabeth Jackson, widow, Rich. Sleightholme, all of Gotland; Henry Beilby of Osgodby, Gent^{n}.; Geo. Boyes, yeoman, and his wife, and Margaret Biggin, of Stayntondale; Henry Pressick, of Hilton, yom^{n}; Agnes Cottam, widow, of Thorneby; Ursula wife of Roger Wilson of Grenehow; Margaret wife of Chr. Farnaby (for a space of 3 years), Elizabeth wife of Chr. Gregge, of Battersby; Michael Otley, his wife Margaret and daughter Phillis, of Kirkleventon; Jane Best wife of the late John Best, Barnard Pearson and Anne his wife, Will. Walton, lab^{r}, and Jane his wife, Joan wife of John Syme, Jane wife of Tho. Hird, Ann wife of Will. Blaides, all of Pickton; Alice wife of Tho. Kendall of Marton, lab^{r}; Mary wife of Edw. Goodyeare, yom^{n}, of Westerdale (4 years); [72.] Jane Truewhate of Leverton; Tho. Jocy and Jane his wife, Hawise wife of John Lane, Jane wife of Nich. Patton, Elizabeth wife of Geo. Hugall, Will. Baites, all of Gisbrough; Rich. Hart, fisherman, and Will. Simpson (keeping unlicensed alehouses), both of Skynningrave; Tho. Rogers of Gisbrough, laborer, (keeping an unlicensed alehouse); John Whit-

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feld (12 years, and keeping &c.) Edward Simson (the same), Alice Consett (the same) of Egton; and John Marshall of Egton Bridge (the same, and with his six predecessors brewers without license), all for Recusancy.

Fr. Barker of Thornabie, alehouse-keper, for keping disorder in his house by drinking at unlawfull times, viz. in tyme of Divine Service, and other misdemeanours, and also for that his wief doth perswade mens servantes—viz: Cuthb. Swanson and Ellen Ogle (as they have confessed) to steale geese. [Note at foot:—Q're de Carolo Laton, Arm°.]

Tho. Smith of Wilton, for perswading Steph. Lyeth, late servant to Marke Lyell from his said M^r. his service, promising to give him more wages then he was hired for, and greater then the statute will allow. [Per Will. Baites et Marcum Lyell, Cap. Const.]

SECOND PANNELL.

Rich. Lockwood, Sowerby, Gent^n.	John Browne, Thirsk, Yom^n.
John Parke, Pickering, Yom^n.	Will. Kitchenman, Thirkleby, „
Rich. Parkinson, „ „	John Stephenson, Pettythorp, „
Rich. Stockton, „ „	Chr. Riddesdale, Bagby, „
Ralph Hall, Worsall, „	Jas. Herrington, Sowerby, „
James Hemsley, Runcton, „	Jas. Smith, „ „
Will. Bell, Thirsk, „	

WHO PRESENT—

Rob. Garnett of Marton-on-the-Moor, Gent^n, Mich. Garnett of Blackmore, Co. Durham, yom^n, Tho. Garnet of Marton aforesaid, yom^n, Rich. Thompson and Tho. Chapman of the same, laborers, Anth. Deanholme, yeoman, Cuthb. Hewitson, yeoman, late of the same, Will Samson, laborer, of the same, Cuthb. Parkinson, Gent^n, Ralph Wren, laborer, Margaret wife of Tho. Wilmot, all late of the same, and Helen Newell of the same, spinster, for forcible entry in certain closes &c., in Morton-on-the-Moor, called New Close and Sellary Close, the property of the Countess of Salop, then in possession of one Marmaduke Wilson, and unlawfully ejecting and disseising the said Countess and her tenant &c.

Anth. Dale of Rakes,* butcher, Rich. Knagges of Eskdale-side,

* From the associated place-names, it is more than probable that this is either the place called "The Rakes," near Sneaton Thorpe, or else "The Rake Farm" in Glaisdale—most likely the former. A *rake* is a range or stray, and *sheep-rake*, quoted by Wedgwood, connects the object of the stray with the word itself.

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fuller, Geo. Knagges of Egton, yoman, and . . . . . his wife, Will. Cowper of the same with . . . . . his wife, and the wife of Will. Knagges, mentioned [73.] below, for an assault at Egton on Mathew Warde and John Wade, Commissioners named in a certain Commissio de Rebellione* directed from the Lo. President and Council of the King in partibus borealibus, and in virtue of which they had arrested one Will. Knagges, late of Eskdale-side, and had him in charge, and for effecting a rescue of the said Will. Knagges, &c.

Tho. Hildreth of Over Silton, husb^{n}., for that, armed with gaddes,† he had assaulted, in a place called Mereclose in Over Silton, one John Pearson, laborer, &c.

Geo. Wilson of Kirkby Moreside, webster, and Chr. Wray of Felixkirk, yoman, alike for stopping up by means of fences and for not repairing the Kings highway leading from Kirkby Knowle to Felixkirk in diverse places, viz. in a parcel of ground called Eller Close, and in another parcel of ground now by them inclosed, and late parcel of a pasture commonly called Marden Carre, so that the Kings lieges cannot pass &c.

The highe waie at Keldome, being the Kinge's high street‡ leading from Sinnington Common to Kirkby Moreside, is not sufficiently repaired.

Iselbeck Loane, leading from Dalton Moore in the parish of Seasoe (Sessay), is out of repaire &c.

Rudman Loaning,§ leading from Bagby to Thirkleby, in Kirkby Knoll, is insufficient and out of repair.

[73^{b}.] Moreover, that the townes undernamed are inclosed and pittifully depopulated,‖ viz.: Maunby by Will. Midleton about xvi yeares since; Gristhwaite by the late Erle of Northumberland about xxx^{ta} yeares since; North Kilvington by Mr. Mennell; the rest by

* Probably connected with the recent conspiracy, and with the proceedings taken subsequently to its discovery against the participants therein.

† Halliwell's second sense for the word GAD is "a spear; . . . a pole pointed with metal. The last sense is still in use." The gad used in driving oxen, locally *owse-gad* or *ox-prod*, was a long shaft with a sharp point or prick at one end, and a lash at the other. These were probably the *gaddes* of the text.

‡ The definition that is here afforded is worthy of notice. See notes on pp. 2, 35, &c.

§ Skeat defines LANE as "an open space between hedges, a narrow passage or street," and goes on to quote M. E. *lane, lone*, due to A. S. *láne, lone*, a lane, and collates Prov. E. *lone* (Cleveland), *lonnin* (Cumberland). But *loaning* (often sounded much as the Cumberland word is) is quite as usual in Cleveland as simple *lone*.

‖ By the statute of 13 Edw. I. c. 46, lords of manors were empowered to approve and inclose lands in their manors on the observance of certain conditions; but even when such conditions were observed in the first instance the result might be, and often was, a cutting short of the home means of subsistence of the people of the township concerned in the enclosure, and hence the population would be forced to remove.

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whom ignoramus; Salton al^s. Sawton-in-Rydall by the late Lord Eure about xxiiii° yeares sithence.*

The Overseers of the poore of Topcliff, for not relieving Margaret Williamson, widowe, with meat and lodgeing, or other weekly allowance, according to the Statute.

RECUSANCY.

Rich. Cowlson (or Colson) of Butterwick, parish of Barton, and Isabella wife of Peter North of the same; Lancelot Bullock and Margaret his wife of Kirkdale; Phillis Wildon, widow, Geo. Chambers, lab^r, Cuthb. Tailer, lab^r, and Agnes his wife, Elizabeth wife of Geo. Holtby, Katherine wife of Guy Geldert, Rich. Lee, lab^r, Margaret Peckett, spinster, Anne wife of Gilb. Almayne, cowper, Katherine wife of Rob. Davison, Jane Clarkson, widow, [74.] John Frankland, lab^r, and Cicilia his wife, Phillis wife of Bennett Crathorne, Ellis wife of Tho. Grene, Prudence wife of Henry Skelton, Katherine wife of Rob. Hardwick, Tho. Hick and Anne his wife, Jane Edward, spinster, Isabella wife of Geo. Philliskirk, Allison wife of Will. Thornton, blacksmith, Margaret Bonvile wife of Tho. Bonwell, blacksmith, Elizabeth Drew† wife of Will. Drewe, lab^r, Margaret Carter, widow, Mary Spenceley, all of Hovingham, and Margaret wife of Anth. Lowdy of Gilling, yoman, for Recusancy.‡

Agnes Pearson, widow, Geo. her son, and Margaret Wilson, spinster, of Kirkdale; Frances wife of Will. Thornton, and Dorothea wife of Rob. Thornton, of Stanegrave, for Recusancy.

Will. Walker, Constable of Pockley, for non-appearance at the Statute Sessions, holden at Helmesley 2 July, 1607.

Chr. Barker, Constable of Sproxton, for the like. [Per Tho. Clark et Henry Cowpland, Cap. Const.]

(74^b.) ORDERS made &c.

ORDERED THAT, forasmuch as James Jen of Seamer and Margery his wife were by virtue of His Maties writt . . . . arreasted to appeare before the Justices at Qu. Sessions at Thirsk, at Easter last, to answer touching their Recusancie, and were committed to the custodie of Nich. Cooke of Seamer, to be conveyed unto the said Sessions, and being

* "*Since*," says Mr. Skeat, "is written for *sins*, to keep the final *s* sharp (voiceless), just as we write *pence* for *pens*, *mice* for *mys*, *twice* for *twies*, and the like. Again, *sins* is an abbreviation of M. E. *sithens*, also spelt *sithence* in later English with the same intention of shewing that the final *s* was voiceless. *Sithence* is in Shakespeare, *sithens* in Spenser."

† Diew in preceding case, p. 69.

‡ These persons have all, or nearly all, been presented once and again before (see pp. 18, 61, 69, &c.). Either the presentments led to nothing, or the High Constables concerned wished to display their zeal.

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by the said Cooke, assisted by two others, so conveyed, the charge whereof is to be paid out of the said Recusantes goodes, ... a warrant be made to levy of the goodes of the said Ja^s Jen as much as will defray the charge of the said Constable and his assistants, being 8s., &c.

Forasmuch as Tho. Barton of Cawton, Gent^n, Thres^r for Lame Souldiors, and Tho. Hessell of Conistropp, Gent^n, Thres^r for the Hospitalls, within the Division of Langbargh, being called to receyve the money collected by the Head Constables, and not appearing, they and either of them be fined according to the statute &c.

Forasmuch as Marmaduke Wilson of West Tanfeld is in possession of the tyth-barne of Marton-on-the-Moor, for maynteyning of which possession certain persons for whom Rob. Garnet, Gent^n. (see above, pp. 70, 74), claiming interest therein, denyeth any susteynaunce of meat, drinke or other victualls thither to be brought, whereby the said persons are like to be famished, ... that any one such person as the said Marmaduke shall appoint, shall, without the lett* of the said Rob. Garnet or others on his behalf, have free egresse and regresse to carry such sustenance as may be necessary for the persons in possession to the number of not more than two or three.

Whereas the Court did order that Tho. Atkinson al^s. Curwen of Faceby, for setting hornes upon Rog. Garbut's doore &c., should be bound &c., and he departed without being bound, a warrant be made to attach and bring him before next Sessions.

Whereas Bryan Wyld, late of Darnton, was bound &c. to appear at this Sessions to answer the charge of "begetting Ellis Wilson of Grenehow with child" and did not appear, a warrant be made to apprehend him, if he can be found within the N. Riding &c.

Will. Browne of Lynton-on-Owse, for the begetting of a base child on the bodie of Elizabeth Wrightson of the same, be fyned 40s.; 20s. thereof to be paid to His Maties use, and 20s. to the poore of Lynton &c.; and further to be bound with good suerties to discharge the parish touching the said child; and for that he refuseth to make present payment of the said fine to be committed &c.

Forasmuch as Fr. Barker of Thornaby stands indicted, a warrant be made to attach and bring him before Will. Mauliverer or Chas. Layton Esq. to be bound to appear &c.

A Mittimus be made to convey Anth. Pybus of Thirsk, tanner, to the gaole, there to remayne untill he pay 10s. fine imposed on him last Sessions for contempt &c.

* Familiar enough in the phrase "without let or hindrance," but less so by itself with the article prefixed.

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Math. Ward of Gisbrough having come into Court and craved copy of Indictment &c. a day be given him &c.

Whereas a former Order was made to attach Rob. Bowland, John Blanchard and Geo. Gray of Oswaldchurch, to bring them before Henry Tankard Esq. to be bound &c., and being brought they did obstinately refuse to enter bond and so departed &c. a warrant be now made to apprehend and carry them &c.

[75b.] Whereas Rob. Thomson of Alne useth the trade of malting having no corne of his owne, but buyeth corne upon the ground and out of the markett—a warrant be made to the Constables of Alne to restraine the said Thompson from malt-making,* &c.

A Writt of Restitution† be made to Marm. Wilson for Newe Close, Sellery Close and other landes in Marton-super-Moram secundum formam Indictamenti.

As Alexander Watson was bound over at the last Sessns. to keep the peace towards Henry Man of Thornton in Cleveland, Clerk, and now puts in an appearance, and as the Court is further informed by Articles in writing upon the oathes of the said Henry Man, and also of Henry Yowle, Clerk, and Will. White of other most lewd wordes, attemptes, and misdemeanours in verie high nature offered by the said Watson to or against the said Henry Man, his wife, house and goodes, whereby &c. he, the said Watson, be further bound in C li. with two good and sufficient suerties, being Subsedy‡ men, to the good behaviour &c. or to be committed &c.

Thirsk Bakers.—Whereas divers of the Inhabts. of Thirsk do use the trade of baking, not having been apprentices thereto, but their wives being brought up and exercised therein many yeares have therefore used it,—howbeit some of them—viz.: Jas. Pibus and Anth. Gamble were of late informed against before His Maties Counsell in the North for using &c. and the matter referred to the Justices in Qr. Sessions to limitt a certain number to use that trade without future trouble of any informers, and that such as are allowed by the said Justices, to have a tolleration to take apprentices . . . the eight persons—viz., Jas. Pibus,

* By the statute of 39 Eliz. c. 16, the justices of peace had authority to "suppresse, discharge or restraine the superfluous and unnecessary number of maulsters, in part or in the whole, and also to restraine such person and persons, as to their discretions shall seeme meete, from the buying of barly to convert into mault, in part or in all, in such time or times as to their discretions shall seeme meete," &c.

† By authority of an act 31 Henry VIII. c. 11.

‡ "The common manner [of taking Recognizance for the Peace] is to take two suerties besides the partie himself, and good it is yt those should be such as have their names registred in the Book of Subsidie: for albeit that here and there some may be sufficient that were not assessed to the King, yet it standeth not wel together that he should become bound to the King in x or xx poundes that was not in the Subsidie found worth any thing at all." (*Lambard*, p. 101.)

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Anth. Gamble, John Harrison, Widow Watson, Jane Skales, Jane Rutter, Tho. Carter and John Bell shall onelie use and occupie the said trade of baking, and the rest to be restrayned :—Provided alwaies that the last sixe shalbe contributarie to thone half of the charges and fynes alreadie spent and paid in defense of that trade upon the said Informations by* the said Pibus and Gamble, and if the said six will not contribute, then such other sufficient persons as will contribute, to be put in their places &c.

LINTON BRIDGE.—The Inhab^ts^. of Linton and Newton appeared under the aforesaid Indict^t^. (see above, p. 73) and plead that they ought not to repair the said bridge, as is alleged, and "de hoc ponunt se super patriam:"—the case to be heard at the Quarter Sessions to be holden at Helmesley 6 Octr. next ensuing &c.

[77.] RICHMMOND,

Q^r^. Sessions at, 10 July 1607. Before Tho. Metcalf, Conyers Darcy and Tim. Whittingham, Knts., and Adam Midleham Esq.

John Lumley, Deputy for Sir H. Griffith, High Sheriff.

PANNELL.

Chr. Allanson, Newton, Gent^n^.	Rich. Michell, Craikall, Yom^n^.
Geo. Danby, Barton, „	John Harrison Midleton Whernhow, Yom^n^.
Anth. Simpson, Newsam, Yom^n^.	John Horner, Carlton, Yom^n^.
Will. Miles, Horneby, „	Ja^s^. Lightfoot, Ridmer, „
Ralph Simson, „ „	Chr. Wilkinson, Barton, „
John Hirdman, West Runcton, „	Rich. Miles, North Cowton, „
Math. Foxton, Brompton, „	John Messenger, Newsham, „
Ralph Johnson, Easby, „	

WHO PRESENT—

Geo. Dinsdell, late of Gayle, husb^n^., for stealing the wool of a gimmer hogg, value 2d., at Wyngate Hill in Bainbrigg, of the goods of Tho. Metcalf.

John Pearson of Over Silton, lab^r^., for an assault at the said place on Rich. Hildreth.

* It appears from the earlier part of this entry that the informations in question were laid "against Pibus and Gamble" not *by* them, in the modern sense of the word "by." The explanation probably is that the preposition in question is used in its sense of *against*, as in 1 Cor. iv. 4: "I know nothing *by* myself, yet am I not hereby justified," which in the Revised Version, it may be remarked, stands, "I know nothing *against* myself," &c.

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The same John Pearson and Geo. Hildreth, lab^{r}., of Over Silton, for trespass and damage in a close of the said Rich. Hildreth's called [77^{b}.] Mooreclose, to the value of 40s., done to the herbage therein with two oxen belonging to one Rob. Hildreth and a heifer of the said George's.

Will. Robinson of Thoralbie, lab^{r}., for stealing at Thoralby in Bushopdale, from a close called Howgill, in the occupation of Henry Wray and Laurence Metcalf, two heifers, value 40s. &c.

Rich. Mennell of Dalton, Gent^{n}., for retaining in his service one Agnes Dunne, a Recusant, being upwards of 16 years of age, for more than 6 months &c.

Chr. Wind senr. of Brompton by Northallerton, for an assault committed "uno baculo sive flagello, called a long gadd"* on Henry Wilbert, less than fourteen years old, and Anne Peycock, less than nine, &c.

Fr. Firbanck of Aldburghe, husb^{n}., for retaining in his service one John Firbanck being the hired servant of one Ja^{s}. Hawkesworth, Clerk, contrary &c.

[78.] Helen (or Hellen) wieff of Henry Stubbes (or Stubs) of Wath, for restreyning and denying the Constable of Wath, acting under authority of a warrant from Rich. Best, High Constable, to make search in Henry's house for one Anne Sweeting of Middleton, and using opprorbious language &c.

Geo. Raper of Sinderby for brewing without license and keeping evill order in his house &c. [Per Will. Raper et Rich. Best, Cap. Const.]

Tho. Thompson of Osmotherley for harbouring of vagrant beggers &c., and Fr. Thompson of the same, for the like.

The Churchwardens of Dighton for not paying the money due for the Hospitalls and maymed souldiours.

Will. Collinson of Spenythorne for refusing to come to the mending the highwayes with his draught† &c.

That a bridge over the water of Yoore a litle from Bainbrigg, called Yoore Bridge, is in great ruyne and decaie and is to be repayred by the countrye. [Per Ad. Thomlinson et Henr. Turner, Cap. Const.]

* See above, p. 78, note.

† "Every person for every plow-land in tillage or pasture that he or she doth occupy, and every other person keeping a draught or plow, shall finde and send at every day and place appointed for the amending of the wayes . . one waine or cart, furnished after the custome of the country, with oxen, horses or other cattle, and all other necessaries meet to carry things convenient for that purpose, and also two able men with the same, upon paine of every draught making default ten shillings, &c." (2 & 3 Phil. and Mary, c. 8). The word *draught*, in the sense of "a team of horses or oxen, together with that which they draw, whether cart, waggon, or plough," is in universal use in the district.

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Orders made &c.

Ordered that, whereas Geo. Hutchinson of Midleton has broken the peace and thereby forfeited his Recogn^{ces} &c. the said Recogn^{ces} be estreeted.

Whereas John Normavell has broken the peace &c. the case be respited until next Sessions. [Vide libr. recog'.]

[78^{b}.] Forasmuch as Barthol. Smithson late of Midleton Tyas, and Alice his wife have receyved goodes being stolne from Ja^{s}. Hawkesworth, Clerk, a warrant be made to apprehend them &c.

Whereas Chr. Metcalf has broken the peace and forfeited his Recogn^{ces} &c. a warrant be made to attach and bring him &c.

A Mittimus be made to convie Tho. Powley of Hipswell, yom^{n}., to York Castle for suspicion unles he enter bond to appeare &c.

Forasmuch as Brian Hutchinson of Middleton was fined £3 6s. 8d. for contempt and had day for payment of 33s. 4d. thereof untill now, the same be mitigated to 6s., which is paid.

Whereas complaint is made against Ninyan Etherington touching some abuse in the distreyning of a cowe of Walt. Thackwray and of a horse of Edw. Marley, a warrant to be made to attach and bring him &c.

Prox. Sess. Pacis tenenda apud Richmond 8 Oct. prox.

[80.] HELMESLEY,

Qu. Sessions at, 6 Oct. 1607. Before Henry Belassys, Will. Bamburgh, John Gibson, Senr., Henry Jenkins, Rich. Vaughan, Knts., and Will. Mauliverer, Chas. Layton, Henry Tankard, Tho. Davyle, Tho. Norcliff, Walt. Bethell and Rich. Darley, Esquires.

John Lomley, Deputy for Sir Henry Griffiths.

PANNELL.

Ja^{s}. Strangways, Pottoe, Gent^{n}.
John Whitton, Kirk Levington, Yom^{n}.
Tho. Maynard, Kirk Levington, Yom^{n}.
Mich. Jackson, Ayrsom, Yom^{n}.
Rich. Cotes, Swynton, „
Peter Hopper, Hovingham, „
Tho. Jackson, Hemsley, „
Tho. Hick, Kirby Moresyde, Yom^{n}.
John Parke, Pickering, „
Rich. Hardwick, „ „
Fr. Challoner, Marton Grene, „
Geo. Lockwood, Hemsley, „
Rich. Rooke, „ „
James Kendraie, Thornton More, Yom^{n}.
Rob. Hardwick, Marton, Yom^{n}.

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WHO PRESENT—

Geo. Nicholson and Will. Nicholson late of Moreton, lab^{m}., for stealing at North Cave two mares, each worth 40s., of the goods &c. of a man unknown;* and further, Tho. Belwood of Moreton, yoman, and John Harrison of Daletowne for taking upon themselves the part of assistants to Tho. Harker, Constable of Daletowne, who had the said Nicholsons in charge to take them before Sir H. Bellassys, with the intention of aiding the said prisoners to escape &c.

[80^{b}.] Leon. Ward of Gisbrough, shomaker, for feloniously taking a long staff, value 2d., in the high street of Gisbrough from one Tho. Loggan; and also for exercising the art or mystery of a dyer &c.

Math. Ward of the same, tanner, being also an alehouse-keeper there, received diverse unlawful persons,—viz. dronkards, into his house in time of Divine Service &c.; and also for buying certain hides of tanned lether and engrossing† them to sell again for profit, contrary &c.

The same Mathew, Katherine his wife, Rob. Ward, Anne Balland, spinster, Leon. Ward, shomaker, and Anne his wife, Elizabeth Hedlam, spinster, all of Gisbrough, with others, for an assault in the high street there on Tho. Loggan &c.

Will. Walker of South Kilvington for an assault there on James Monckton, Constable of the said vill &c.

That enquiry be made into the facts of the case of a man, name unknown, in the custody of Rich. Fawcett, Constable of New Malton, on suspicion of stealing a pair of boots, a pair of lynnen boothoose, and a crooper of a saddle, and suffered (as alleged) to escape by the said Constable.

Fawdington Wright and Will. Wright of Raskall, husbandmen, John Ripley, butcher, of the same, Tho. Cowpland‡ of Easingwold, husb^{n}., Will. Hopwood of Raskall, webster, Rob. Staneley of Easingwold, husb^{n}., Rob. Leadely of the same, husb^{n}., Rob. Bland, husb^{n}., and Fr. Easterby, glover, both of the same for watering or rating§ their hemp

* The question which suggests itself here seems to be—"Who is the prosecutor?" The same practice will be noted as obtaining in other minutes also.

† "An ingrosser is he that ingrosseth or getteth into his hands by buying, contract, &c. any corne growing in the field, any corne or graine, butter, cheese or fish, or other dead victuall to the intent to sell the same againe &c." (*Lambard*, p. 444.)

‡ This name is deleted in the minute but left standing in the margin: Rob. Leadely's name is deleted in both places, and Easterby's in the minute.

§ Mr. Wedgwood admits the verb TO RET in his second edition; Mr. Skeat omits it. In North Yorkshire it takes the form (as sounded) RAIT. "RETTYN tymber, hempe, or other like: *rigo, infundo.*"—Pr. Pm. Hay is *raited* from long exposure to the weather, and the late F. K. Robinson, of Whitby, gives an example of the application of the word to a person or persons "*sair rated*" by exposure to a storm. It is enacted by 33 Henry VIII. c. 17, that hempe or flax shall not be watered in any running stream, but on the ground.

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at Easingwold and Raskall in the brook or watercourse called Kyle Water between the source of the said stream and the mill called Driffeldes Milne &c.

Tho. Cheeseman, late of New Malton, lab^r., for stealing divers sheaves of barley and oats at Amonderby, value 10s., of the goods of Rich. Ringrose.

Ralph Hall late of Borrowby, lab^r., for feloniously entering the dwelling-house of Rob. Metcalf of Borrowby, where the said Ralph then lodged, and stealing a quilt (feltrum), a coverlett, a pair of sheetes and a pillow-bere,* worth 30s., and that when arrested by Tho. Butler, Constable of Kirkby Moreside, on the warrant of Tho. Clerke, Head Constable, to be set in the stocks for safe keeping† until a warrant could be obtained from Tho. Davile Esq. to take him to gaole, the said Butler negligently suffered him to escape &c.

Tho. Woodcock of Aymonderby, yoman, for closing and stopping a common way or footpath, called the Lawe Lane, leading to Aymonderby Common, and purpresture‡ of the hedge and brushwood there, to the great &c.

Chr. Burnand of Slingesby and Tho. Hutchenson of the same, husbandmen, for an assault at Mutay Hill in Hovingham on one Ralph Robson &c.

Rob. Barker of Midleton-on-Leaven, Leon. Bullisye, husbandmen, and Will. Slowman, milner, both of the same, for an assault with iron forkes, staves and gadds§ on one John Meaburne, and for breaking the pindfold, and liberating divers cattle (averia) there confined belonging to the said Leon. Bullisy and Will. Watson.

Marm. Murry of Topcliff for brueing without license, having marryed Rob. Yates wieff who was forbidden to brewe by the Justices in regard of their ill-behaviour.

Tho. Pinckney of Topcliff for brueing without license; Will. Best of

* This is a word which is employed by Chaucer :—

"I wol yeve him a fethir bed
Rayid with gold, and right wel cled,
In fine blacke sattin doutremere
And many a pilowe, and every *bere*
Of cloth of raines to slepe on softe,
Him thare not nede to turnin ofte."

Dreme of Chaucer, line 250, &c.

As for the derivation of the word, it may safely be collated with *bier*, a derivative from the verb to *bear*.

† A pre-lockup arrangement.

‡ "Purpresture" usually means encroachment. Here it would seem to imply appropriation as well.

§ See previous notes, pp. 78, 83.

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the same, for the like; and Edm. Grame for denying* to lend his horse to carry a prisoner to Yorke Castle. [Per Will. Hodge, Cap. Const.]

[82.] John Jackson of Birdforth, brewster, for that his wieff would not sell ale under 5d. a gallon to Dan. Bell and John Hutchinson travelling from York with two loads of merchandize.

Rich. Story of Whitby, for not paying his servant wage according to the statute &c. [Per Steph. Milnes et Rich. Sneaton, Cap. Const.]

Tho. Wood and Will. Sleightholme of New Malton, being occupiours of a parcell of the Rectorie of Apleton, viz. of Aymonderby, for that they have not paid 3d. weekly for the relieff of the poore within Aymonderby, being assessed upon them for the yeare 1601, and the same for the years 1602–1607 both inclusive.

Tho. Woodcock of Aymonderby for not paying 2d. weekly (as above) for the years 1601–1607, both inclusive.

[82b.] Tho. Nesse of the Sleightes, for not paying 2d. weekly &c. (as above.)

The tenaunts, fermours and occupiours of Mason's Ferme &c. (as above.)

Chr. Madison for not paying 1d. weeklie &c. (as above).

John Dickinson of Aymonderby, [83.] Alex. Coltas of the same, Raphe Harbottle of the same, the Fermours and Occupiours of West Inge, Edward Crathorne of Aymonderby, all as above.

[83b.] Tho. Nesse of the Sleightes for not keeping Rog. Elmer his apprentice, being appointed unto him by the Justices.

Rob. Shiperd of Appleton for not keeping Dorothie Wood, &c. as above.

That one common well at Aymonderby doth ly open in the street there, which is very dangerous &c. [Per homag. et per sacrm. Rog. Ringrose.]

Henry Marsagell of Leverton, husbn., for brewing without license and harbouring disorderly persons &c.

Fr. Pearson of Egton, carpenter, being in the house of H. Marsagell at unlawful tyme and being warned by Chr. Roger, Constable, to depart, for threatening the said Constable, and calling for "a pair of cardes† and there plaid, and said he would play in dispite of him and all his partakers."‡

John Whitfeild, yoman, Edw. Simpson, shoemaker, Ellis Concett,

* The customary meaning of the word in the earlier stages of the language.

† Now two things that match or are alike; formerly, any number of such things, as "a peire of bedes"=a set of beads [Chaucer], a "pair of stairs," and, as here, a "pair of cardes"—a phrase used also by Ben Jonson, &c.

‡ *Cf.* "*part takynge* of the body of the Lord" [Wyclif, 1 Cor. x. 16]. An interesting instance of the older sense of the word, and illustrative of the alteration in our present idiom.

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all of Egton, and John Mitchell of Egton Bridge, Recusants, for brewing without license.

The King's way called Stanegrave, leading from Kirkby Moreside York-wards, as in great decay, &c. [Per homag. ex relatione Joh. Gibson, Sen., Militis.]

James Boyes, Will. Hardwick, and Henry Preston, all of New Malton, for not keeping the watch on Michaelmas Eve last.

Nich. Furbanck, Constable of Cowlton,* for not appearing at the Statute Sessions at Helmesley &c. [Per Tho. Clark, Cap. Const.]

LINTON BRIDGE.—(See above, p. 82.) A long, formal minute of the proceedings under the traverse: the case heard before Sir H. Belassys, Sir Will. Bamburgh, Knts., and the associated Justices, the Jury being Rog. Ringrose, Aymonderby, Gent^{n}., Tho. Foxe, Marderby, Gent^{n}, Will. Denton, Midleton, Gent^{n}., Ralph Robson, Slingesby, yom^{n}, Will. Snawdon, Wood Appleton, yom^{n}., Geo. Garnet, Skewsbye, yom^{n}., Will. Taylour, Thornton, yom^{n}., Fr. Power, Farlington, yom^{n}, John Richardson, Holtby, yom^{n}., Edw. Monckton of the same, yom^{n}., James Hemsley, East Runcton, yom^{n}., and John Agar, Huntington, yom^{n}., the verdict being that the bridge ought to be repaired by the inhab^{ts} of Linton, Newton, [84^{b}.] Beningbrough and Beningbrough Graunge, being all in the Parish of Newton.

ORDERS made &c.

ORDERED THAT Captain Wood [side-note :—Muster Master], at the request onely of the Lo. President signified unto us by his Lettres, shall have allowed him (after the proportion of Cth markes for the whole Countie of Yorke) out of the North Ridding for this present yeare ending at Alhallowtyde next, 1607, yf so be the West Ridding and East Ridding do contribute accordinglie: The Court haveing a purpose to acquaint the said Lo. President before the first of November next with their further desire touching the continuance thereof in respect of the Countrie &c.

[Side-note :—Unde Westridd. £26, Northridd. £22 4s. 7d., Eastridd. £18 15s. 6d.: (in all £67 0s. 1d., being 13s. 3d. short of the 100 marks or £67 13s. 4d.).]

Whereas at the Sessions held at Malton 1 Oct. 43 Elizth. (1601) it was ordered that the fermours and occupiours of the Rectorie of Appleton in the Street should paie to the poore of the said parrishe the arrearages for three yeares then past, viz.: for every week xviiid., and for three yeares then next to come vid. weekly, and after the expiration of those yeares ixd. weekly till further order should be taken:

* Coulton in Hovingham.

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and also that all such persons as were behind with their payment should forthwith pay the same or else to be bounde to appeare &c.: and accordinglie a warrant made at Thirske Apr. 11, 1605 to attach the fermours &c. which order was not executed . . . . now a warrant to be made to take them bound to appeare at the next Sessions &c.

Mem^{d}.—The warrant in this Order mentioned, subscribed by Rich. Cholmeley, Knt., Rob. Brigges, Chr. Ashe, Walt. Bethell, John Constable, Henry Tanckard and Hughe Franckland, bearing date at Thirsk 11 Apr. 3 James (I.) ys this present daie, the 27th January, by me delivered to Rog. Ringrose (A° D'ni 1607), he requesting the same to shew to the Justices.

[85.] Whereas it was Ordered at Thirsk Sessions, 8 July, 1606, that Tho. Atkinson al^{s}. Curwen, of Faceby, for setting upp hornes upon the doore of one Rich. Garbutt, should be bound to the good behaviour and to appeare &c. and a warrant was made directed to Nich. Rickson Constable of Faceby, who arrested the said Atkinson accordingly but negligently suffered him to escape, ... a new Warrant be made and directed to the said Rickson to attach and bring the said Atkinson &c. and failing the execution thereof Rickson himself to be bound &c.

[Side-note:—The said Rickson fined this Sess^{ns}. upon his Recogn^{s}. ut ibm. patet, xs. Vide Rotulum Octobris 1607.]

Whereas Will. Browne of Linton by an Order made at last Thirsk Sess^{ns}. to paie 20s. to the hands of Walt. Bethell Esq. to the use of the poor at Linton as a part of 40s. fine, being a punishment for begetting a bastard &c., now refuseth to paie &c. a warrant to be made to attach and bring him &c.

Simon Moore, the reputed father of a base child by Friswith* Wilkinson of Midleton, shall pay 6d. a week towards &c. from the birth of the said child till now, and for a year to come 4d. weekly to the said Friswith, on condition she takes the child into her own keeping: and also that both the said parties enter bond to appear at the Sessions to be holden a year hence, and to stand to such order &c.; the weekly payments to be made to the Overseers of Midleton.

Peter Hustler, on his petition to the Lo. President for relieff, to have 26s. 8d. allowed him out of the Hospitall money, and also Will. Hollings of Kirkby Moreside, 6s. 8d., John Hudson of Danby, 6s. 8d., and Chr. Bolbye of Helmesley, 10s., to be paid them by the Thres^{r}. of the Hospitalls.

Rob. Stone of Sutton appeared secundum formam obligationis seu captionis per Ballivum Wap. de Bulmer virtute Warrant. sibi directæ &c.

Will. Brooke of Sheriff Hutton, a lame souldior, allowed 10s. for his relieff until the next Sessions.

* A corruption of the old A. S. name Frideswide.

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Forasmuch as Rob. Bowland, Geo. Gray and John Blanchard appeared now in court and departed without lycense, not paying their fees, therefore a warrant to be renewed &c.

Next Sessions to be held at Malton 12 Jan^ry next.

[86.] RICHMOND,

Qu. Sessions at, 8 Oct. 1607. Before Fr. Boynton, Tim. Whittingham and Steph. Prockter, Knts., and Adam Midleham, Esq.

John Lomley, Deputy for Sir H. Griffith.

PANNELL.

Rich. Miles, North Cowton, Yom^n.	John Robynson, Wawden, Yom^n.
Geo. Danby, Barton, Gent^n.	John Metcalf, Sowerby, "
Geo. Sparrow, Scorton, Yom^n.	Tho. Stephenson, Fencott, "
Steph. Metcalf, Chauntry, "	Tho. Lee, " "
Gawin * Spence, Carleton, "	John Hawe, " "
Rich. Geldert, " "	John Messenger, Newsam, "
Rob. Beck, Melmerby, "	Anth. Smithson, " "
	Will. Firbank, Melsonby, "

WHO PRESENT—

John Hutchinson of Midleton Tyas, yom^n., for speaking words derogatory to the Kings Matie at Midleton Tyas—viz. The Kinges Matie hath no lawes whereby to graunt commission to take RECUSANTES goodes; neither can make any lawes so to doe; but they (meaning the Kinges Maties officers) may as well stand at a lanes end and take a purse: And further said that "Seminarie priests were messengers sent from God," which words &c.

Geo. Kidd late of Pattrick Brompton, lab^r., for stealing a mare from Midleton Pasture, value 50s., of the goods of Will. Staynye.

[86^b.] Chas. Parishe of Midleham, Parish Clerke, for receiving divers persons into his dwelling house during the time of Divine Service and permitting them to play at "unlawfull games viz. Shovell a board"† &c. and also for an assault in the parish Church of Midleham on one Brian Sweeting, &c.

* This name in several previous instances is spelt Gawdwin, and a note is given on p. 45 in reference to it. Gawin, it is hardly necessary to say, is Celtic in its origin (Gawaine), and it is, of course, possible that Gawdwin is only a corruption of Gawin.

† "Shuffle-board or shovel-board is still, or was very lately, played. Mr. Douce, a few years ago, heard a man ask another to go into an alehouse in the Broad Sanctuary, Westminster, to play at it. In Isaak Walton's time a shovel-board was

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Will. Awlderson of Bowes for brewing without license.

Northallerton towne for not scowring the ditches on either side of the Kinges highe waie in a lane at a place called Warebanck Lane adjoyning to Viccar's Croft. [fyne xs. assessed upon the originall presentment].

Rudderford Bridge as being in great ruine and decaie and ought to be repayred by the Countrie.

Newton Morrell Township for not having a Constable: fyned upon the originall presentment—xxs.

John Potter of the Boathouse at Stapleton for brewing without lycense: fyned upon the orig. presentment—xxs.

John Ackrigge of Stapleton, for the like; and like fine.

Roger Wright of Morton upon Swale, the same.

The inhab^ts. of Maunby super Swale for not repairing a highway leading from Maunby to Kirkby Wiske. Fined xxs.

Tho. Best of Wath, a wavering * person, for three assaults on the Constable of Melmerby, willing † to kepe good order and His Maties peace: fined xxs.

[87.] Widow Tutting of Dishforth for brewing without license. Fined xxs.

Rich. Harrison of Middleton for refusing to assist the Constable, being commanded in his Maties name, for the attaching of Raphe Newell. Fined xxs.

Lawrence Fermary of Disforth for selling ale for 5d. and 6d. the gallon. Fined 10s.

Helen Casse of the same for the like (similar fine); and also "for harboring of idle vagrant persons, and also being suspected to have roasted hennes ‡ eaten in her house at unlawfull tymes of the night." Fyned on the originall &c. 6s. 8d. [Per Will. Raper, Cap. Const.]

probably to be found in every public-house. It was also a Royal game temp. Charles I., as may be seen from the inventory of goods taken at Ludlow Castle belonging to that monarch," &c. (*Brand's Popular Antiquities*, vol. ii. p. 259.)

* Halliwell gives WAVE with the sense "to wander, to stray," and Skeat quotes WAVERAND, which is really but the archaic form of the participle in *-ing*, from Barbour, as meaning "wandering about," which is precisely the meaning it bears in the minute. It is thus a word of very considerable philological interest. *Cf. vaivus*, a waif, a vagabond (*Select Charters*, 551). M. Latin *wayvium*, O. Fr. *gayve*, a waif, was anything wandering at large without an owner.

† Used in the stronger or more intense sense of the word, or as desiring, intending, meaning to do the thing named.

‡ The expression is curious, but the meaning is simply "roast fowls." I have heard the young of the domestic fowl—the chicken, in short—called a "young hen-bird," and Justice Shallow's "short-legged hen" will occur to every one. Whether any suspicion is involved beyond that of promoting irregular feasting at unlawful hours must remain uncertain.

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Marke Johnson of Romanby for being drunken: fined 5s.

Geo. Watson, Constable of Ellerbeck, for not punishing Roagues according to the statute: fined 10s.

John Allason of Northallerton for suffering lewd persons to be drunk in his house, being an alehouse: fined 10s.

Jennet Colson of Brompton, widowe, for lodging roagues and vagabonds: fined 6s. 8d.

John Browne, Constable of Holme, for not appearing at the Statute or Petit Sessions at Northallerton 24 Sept. 1607: fined 5s.

Rich. Smith, Constable of Winton, for the like: fined 5s.

Tho. Rontree of Borrowbye for neglecting the nightwatche, being commaunded by the Constables: fined 3s. 4d.

Chr. Cuthbert and Tho. Thompson of the same place, for the like: same fine. [Per Oswald Taylour et Marm. Rawson, Cap. Const.]

[87b.] Rich. Skelton of Thornton Steward for using the trade of a butcher, not having been apprenticed: fined 40s.

Peter Cowper of the same, for keeping unlawfull games in his house: fined 40s.

Rob. Hobson of Midleham for trading merchandises, never being prentice thereat: fined 40s.

Tho. Gleadston of the same for using the trade of malting without lycense.

Math. Walker of Wensley, for brewing &c.: fined 20s.; also John Thompson and Tho. Hudson's wife, both of Hudswell, for the same, and the same fines.

Peter Thornton and Geo. Metecalf, both of Askrigg, for refusing to watch in the night: fined 6s. 8d. each.

Rog. Metcalf of Dale Graunge for forstalling* &c. contrary &c. [Per Ad. Thomlinson et Henr. Turner, Cap. Const.]

Edmond Rawe, for erecting a cottage at Katterick wherein Ja^s. Robinson dwelleth, not lying to it 4 acres &c.; also Christopher Rawe and James Wend of Tunstall, for the like, Geo. Atkinson of Katterick and Hughe Batty of the same, being the several tenants: fined 40s. each.

Sam. Bamford of Katterick, inholder, for breaking the assize of aile,† and John Eidson of the same, inholder, for the like: each fined 20s.

* "A forestaller is he that buyeth, or causeth to be bought, or maketh contract or promise for the having or buying of any victuall or wares coming by land or water towardes any faire or markett to be sold . . . . before the same shall be in the faire or markett . . . ready to be sold; or that by any meanes maketh motion to any person for enhancing the price of the same; or that doth disswade, move or stirre any person (coming to the markett or faire) to forbeare to bring any of the same to any faire, markett, &c." (*Lambard*, p. 443.)

† This would appear to mean no more than selling the ale at a price beyond that

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[88.] Rich. Howme, son of Tho. Howme of Katterick, for defalt of bowe and arrowes* contrarie &c.: fined 6s. 8d., to be paid by the father; also Will. Howme another son, Rog. Metcalf, and John and Christopher his sons, Will. Haule and John his son, all of Katterick, for the like, all fined 6s. 8d., and in each case the son's fine to be paid by the father.

Blaies Binkes of Hipswell, bruester, for breaking the assize of ayle &c.: fined 10s.

John Teasdall of Richmond for contynuing a cottage in Hipswell erected contrarie to the statute, wherein John Buckle dwelleth: fined 40s.; also Rich. Chomley of Tunstall for the like, Chr. Warde of Tunstall being the inmate: Isabell Mood of the same, Chr. Browne the inmate, for the like: all fined 40s.

Isabell Bagley and Janyt Lynsley, both of Cowburne, bruesters, for suffering play at cardes in their houses &c.: fined 10s. each.

Tho. Smelt for contynueing a cottage &c., Tho. Maison of Kirkbie Fletham the inmate: fined 40s.

Math. Lensley and John Wilkinson of Kirkby Fletham, bruesters, for breaking the assise of aile: fined 20s. each.

[88b.] Chr. Wilkinson, Richard Hawe and Rob. Kidd, all of Pattrick Brompton, bruesters, for breaking the assise of aile: fined 20s. each.

Tho. Pibus for contynueing of a cottage erected &c. occupied by James Gill, of a second by John Greathead, and of a third by Chr. Sadler: fined 40s. in each case.

Will. Horseman the younger, of Ilton, for erecting a cottage &c. occupied by Will. Cusse; and Rob. Dickinson and Tho. Dickinson late of Sutton, for the like, Ellice Maukine of Sutton being the inmate: fined 40s. in each case.

Marm. Johnson, John Haule, Henry Bushby, Simon Stanley, Simon Wedeson and Rob. Wright, all of Beedall, bruesters, for breaking the assise of ale, and the last for suffering plaie at cardes in his house in tyme of Divine &c.: all fined 20s. each, and Wright 40s.

[89.] Rob. Milner, a freholder, Rich. Siclyn, husbn., and Rich.

assigned by the act (1 James, c. 9), or as fixed by the Justices. (See *supra*, p. 9, note.)

* It is enacted 33 Henry VIII. c. 9, that all the King's subjects, excepting only spiritual men, Justices of the two Benches and of Assize, and Barons of the Exchequer, within the age of threescore, shall use and exercise shooting in the long bow, and also have a bow and arrowes ready continually in the house to use himself, that parents and governours of children shall bring them up in the same from the age of seven years until they come to the age of seventeen, having for each of them in the house a bow and two shafts, &c.

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Taylor, grasseman,* all of Aiskew, for using the trade of a badger:† fined 10s. each.

Rob. Siclyn of the same, bruester, for breaking &c.: fined 20s.

Tho. Hutchinson of Scruton, one of the Overseers of the poore there, for not keping his monethly meeting according to the Statute‡ &c. fined 20s.; also Ralph Gaill, Chr. Hawe, and Tho. Orton, others of the overseers for the like, and with like fines.

John Richardson of Scruton, bruester, for breaking the assise of ale &c.: fined 20s.

Chr. Howe of the same, freeholder for defalt in not providing bowe and arrows: fined 6s. 8d.

John Stevenson and Anth. Pearson, lab^{r}., both of the same and bruesters, for breaking &c.: fined 20s. each.

Tho. Hutchenson of the same, freholder, and Geo. Davison the younger, for playing at unlawfull games, as bowling,§ and such like, contrary to &c.: fined 6s. 8d. each.

Richard Beckwith of Massam, inholder‖ for brewing without license: fined 20s.

Fr. Hawe of the same, blacksmith, for refusing to kepe the watch: fined 10s.

[89^{b}.] Nath. Smith of the same, for using unlawfull games, as cardes and bowles: fined 6s. 8d.

Chr. Watson of Wardermarske for erecting a cottage &c. occupied by Tho. Gregg of Swinton: fined 40s.

John Warde of Swinton, for using the trade of a badger: fined 10s.

Tho. Tuting, Churchwarden of Healey, and Tho. Horseman, Churchwarden of Feareby, for not paying the lame Souldiors and Hospitalls money: fined 10s. each. [Per Joh. Dodsworth et Tho. Jackson, Cap. Const.]

John Reynerdson thelder, Marm. Blenkishop and Anne his wife, all of Awdburghe, and Marm. Cockerell of Manfeild for assault on Edw.

* Jamieson gives "GERSSMAN, GRASSMAN. One who possesses a house in the country without any land." The word *grasmannus*, *gresmannus*, is of not infrequent occurrence in *Domesday*, and in the *Whitby Chartulary* it occurs associated with *bordarius*, *bondus*, *villanus*. There is no evidence to connect the Scottish with the North Yorkshire word, but while the *gresmannus* of the mediæval times was probably distinguished from the *villanus* only by terms of tenure, the *grassman* of 1607 may have been much what the Scottish *grassman* was. Possibly the variation of terms used in the minutes—freholder, yoman, husbandman, laborer, and now, grasseman, lends colour to the supposition.

† See *supra*, p. 14, note.

‡ 43 Eliz. c. 2, which enacts that the overseers shall meet once every month.

§ Bowling is specially mentioned among several other games in 33 Henry VIII. c. 9.

‖ A not unusual term in these minutes for innkeeper.

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Pearson: therefore the men fyned 10s. apeece upon the originall presentment.

Leon. Greathead of Gilling, Tempe Ushey,* and Will. Hutchenson both of Hartforth, for brueing without lycense: fined 20s. each.

Leon. Marshall of Ravensworth for keeping of an undersettle† for the space of a moneth, contrary &c., as also John Ramshawe, James Foster and Rich. Dunn, all of the same, for the like: fined 10s. each.

Rich. Mennell of Dalton, Gent^n., for suffering Poake Milne Bridge (see supra, p. 22) to decay &c.: fined 10s.; and also for having kept Anne Dunn, a Recusant, in his service by the space of eight monethes, contrary &c.: fyned upon the orig^l. present^t. for the said 8 monethes lxxx li.‡

Chr. Smith of Ravensworth for keeping Geo. Swyre, a Recusant, at dyet in his house by the space of xii monethes: fined ut supra cxx li.

Jennet Firbank wife of Steph. Firbanck of Awdbroughe, a Recusant, for brueing &c. [Side-note:—She to be put down from brueing.]

RECUSANTS.

Jennet Firbank, wife of Steph. Firbanck, as not having been to church for 12 months; John Manfeld [conformed and took the oath], Elizabeth wife of Will. Mason, Agnes Manfeld, Jennet Wylde, Anth. Wylde and Alice his wife [Anth. conformed], Symon Dobbyson, all of the same; John Coltman of Marricke; Margaret Gibson, Jennet Ovington and Robert Ovington, of the same; Ann Dunn servant to Rich. Mennell of Dalton, Gent^n., Esabell Lee of the same; Geo. Swyre of Ravensworth, with [90^b.] Gawin Collin, Eden Ponsonby and Jennet Dunn of the same, all for Recusancy. [Per. Rob. Collin et Rob. Shawe, Cap. Const.]

Math. Williamson, the wife of Rich. Chambers, both of Thornton

* A very singular name in both its parts.

† This is a word of frequent occurrence in these minutes, as well as in other contemporaneous, or nearly contemporaneous, documents. It appears to be a local word, formerly known in Teesdale, West Cleveland, and elsewhere, and of formation analogous to that of *cotsetla* (*cotsæta* in Bosworth), a dweller in a cot or hut, *cotarius* being its Latin equivalent. In the statute (31 Eliz. c. 7) for contravention of which the persons in the text are presented, the term employed is "inmate"; and the *undersettle*, in point of fact, seems to have been much the same as the more modern "lodger." After enacting that no new cottage shall be erected without four acres of land laid to it, the acts proceeds: "there shall not be any inmate, or more families or housholds than one, dwelling or inhabiting in any one cottage, upon pain that every owner &c., of such cottage suffering &c., any such inmate &c., shall forfeit to the Lord of the Leet within which such cottage shall lie ten shillings for every month that such inmate &c. shall dwell or inhabit in the said cottage &c."

‡ Enactments imposing a forfeiture of £20 per month for not coming to church, and for ayders, maintainers and concealers, are met with in diverse statutes, especially 23 Eliz. c. 1, 29 Eliz. c. 6, 1 James, c. 4, 3 James, c. 4, &c.

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Steward; the wife of Fr. Hopes, the wife of John Brocall, both of Labron (Leyburn); the wife of John Swale, Solomon Swale and his wife, and the wife of Ralph Collier, all of Grinton, for Recusancy. [Per Ad. Thomlinson et Henr. Turner, Cap. Const.]

INQUISITION FOR FORCIBLE ENTRIE.

Inquisicio pro D'no Rege capta apud Pattrick Brompton &c 11 June 1607 before Sir Coniers Darcy and Sir Tim. Whittingham, Knts., two of the Justices &c., on the oath of Henry Coniers, Fr. Rownthwait, Roland Rowth, gentlemen, John Clerk, Rich. Mitchell, John Bindsley, Geo. Bindsley, Will. Binkes, John Hall, John Graunger, Richard Ives and John Milner, yeomen, who .... say that Abr. Smith of Arnegill, yeoman, has long been lawfully and peacefully in possession of a messuage with appurtenances in Arnegill aforesaid, and continued so until Tho. Cooke of Leighton, lab^{r}, Fr. Loftus of Pott Wood, yom^{n}, and Rich. Handley [91.] of Arnegill, 23 May ult., made forcible entrance and ejected him the said Smith, and that the said Cooke (fined £3), Loftus (£3), and Handley (£5), together with others, viz. Will. King (£5) of Crabtree house, yom^{n}, Chr. Danby (£10) of Leighton, gent^{n} [sic], Steph. Slinger (40s.) of Pott, Edw. Foster (£5), Rich. Dickinson (40s.), Peter Handley (£5) of the same, yeomen, John Robinson (nil) of Scruton, yeom^{n}, Chr. Norrys (20s.) of Heley Coat, yom^{n}, Henry Parker (nil), Rob. Kitchen (40s.) of Leighton, servants to Chr. Danby Esq. [sic], and Henry Place (20s.) of Fernley in the West Riding, laborer, have since, up to the taking of this Inquisition, maintained the ejectment. Coniers Darcy. Timo. Whittingham.

[Foot-note:—The reason of the severall fynes appeareth upon the originall record: they being found as well by Jury aforesaid, as by the viewe of Sir Timo. Whittingham.]

INQUISITIO PRO RIOTT.

Inquis. pro D'no Rege capta apud Pattrick Brompton &c. before Sir Coniers Darcy and Sir Tim. Whittingham, two &c., and Jury consisting of Henry Davile, Gent^{n}, John Raper, Fr. Hunton, Henry Raper, John Sadler, Tho. Rudd, Tho. Claxton, John Fawell, Thos. Stephenson, Math. Pibus, John Howe, Tho. Lee, Chr. Mitchell, Ralph Smith and Miles Smith, yeomen, who say that the defendants (as in the former case) are guilty. Coniers Darcy. Timothy Whittingham. [Cooke is fined 10s., Loftus 10s., and Handley traverses.]

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ORDERS made &c.

ORDERED THAT Henry Best of Midleton, Gent^{n}., shalbe one of the heighe Constables of the Wap. of Hallykeld, until he be lawfully discharged, and to come in the next Sessions to take the oath &c.

Leonard Simpson of Midleton Tyas be fyned 40s. for putting awaie of Dorothie Cornforth his servant out of his service without cause shewed &c; and for that she is now with child and in open court chargeth the said Simpson to be father thereof, she is therefore committed to the keping of Will. Wilson of Middleton Tyas until she be delivered, and the said Simpson to be bound &c.

[92.] Ninian Etherington of Beedall pay to the Constable thereof 6s. for his charge: and all suites betwixt Etherington and Marley to stay, and be referred to the order and award of Mr. Beverley and Mr. Dodsworth of Beedall.

Geo. Cooke of Hutton Conyers be fined 20s. for drunkenes and disorder, to be paid over to Mark Rawson.

John Fawber of the same be fined 20s. for an affray, and paid as above.

Tho. Cooke of the same be fined 5s. for disobeying the Justices warrant: paid as above.

Chr. Peycock late of Newby Wiske and now of Whitwell for his excessive usury ut patet fo. 44 [see above p. 46] be now fined 13s. 4d., which is paid as above.

Rich. Hanley of Arnegill found guilty on the Inquis^{n}. taken before Sir Coniers Darcy and Sir Tim. Whittingham, Knts. for forcible entry on the messuage of one Smith and forcible deteynour and possession, and for ryott, sues for leave to traverse:—granted for next Sessions, and himself bound &c.

Whereas Sir Fr. Boynton, Sir Coniers Darcy, Sir Tim. Whittingham, Knts. and Adam Midleham Esq. have been appointed in Court to take survey of decayed Bridges in Richmondshire for repayre thereof, and fixed Nov. 24 for the survey, the Surveyors and Head Constables and such as deale for bridges shall attend accordingly on the said day.

In regard of the poverty of Elizabeth Scotson of Melmerby, widow, the heigh Constables of Hallikeld, with aid from the Churchwardens and Overseers of the parish, provide for her maintenance and abode.

The arrearages behind and payable to Mr. Twentyman for waxe for his Maties provision up to this time shalbe forthwith estreeted and collected.

[92^{b}.] The Inhab^{ts} of Newton to make and sufficiently repair the highway betwixt Burrell and Pattrick Brompton before Christmas on paine of £3 6s. 8d.

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The Inhab^ts of Well parish to make &c the highway leading along the east side of Canwick Park before Pentecost next, and to bring a certificate of repair thereof accordingly upon paine of £3 6s. 8d.

The Inhab^ts of Leake parish to make &c Lanmoth Lane before Easter Sessions next on paine of £3 6s. 8d.: and meane tyme thissues thereof already retorned against them for that defect to be respected [sic] quousque &c.

The Inhab^ts of Kepwick, presented for want of a Constable, to be fined 10s.

Edward Brunskell, Grace his wife, Tho. Brunskell, Rob. Brunskell, Will. Brunskell, Michael Brunskell, sons of the said Edw. and Grace, appeared at this Sessions super Supersedeas taken before Philip Lo. Wharton, dated 19 May last, pro pace versus Rich. Nelson of East Stonsdale, and to appear at the Michaelmas Sessions &c.

The next Sessions to be holden at Richmond 15 Jan. next.

[94.] MALTON,

Qu. Sessions at, 12 Jan. 160$\frac{7}{8}$. Before Will. Eure, Rich. Cholmley, Rich. Vaughan, Henry Jenkins, Knts., and Rich. Aldbroughe, Tho. Davile, Rob. Brigges, Rob. Hungate, Rich. Darley, Tho. Norcliff and Walter Bethell, Esquires.

FIRST PANNELL.

Marm. Raising, Broughton, Gent^n.
Will. Marshall, Pickering, Yom^n.
Rich. Cotes, Swinton, „
Edw. Shepperde, New Malton, „
Tho. Morrell, Thirkleby, „
Chr. Riddesdale, Bagby, „
John Parke, Pickering, „
Tho. Richardson, „ „
Roger Dowe, Newton subtus Rocliff, Yom^n.
Tho. Beswick, Huton Bushell, Yom^n.
John Storre, Huton Bushell, Yom^n.
Rich. Best, Huton super Darwent, Yom^n.
Will. Tailour, Thornton, Yom^n.
Will. Mawmond, „ „
John Marshall, Flaxton, „

WHO PRESENT—

Rich. Linge of New Malton, butcher, for assault on one Rob. Sowerby at New Malton.

Henry Browne senr. of Kenythorp for brewing without lycense.

Geo. Wheatley of Pickering for refusing to register his servantes, &c. [Per Gawin' Pollard et Will. Nesse, Cap. Const.]

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[94b.] Rob. Dossey one of the Churchwardens of Kirk Leventon for not paying the Lame Souldiers &c money; and Rob. Hudson, anor. Churchwarden there, for the like.

Will. Splett of Nunnington, being the hired servant for keeping there towne-swyne,* for departing forth of their service before the end of his tearme &c.

Alice Sharrowe of New Milnes in Seazey parish for taking more wages of Will. Bell of Rascall than &c.

Jaine Kay of Fawdington within the Constablery of Bagby for denying to give the names of her servantes, nor ticketts nor rates of her servantes.

Will. Kidd of Kirby Moreside for keeping disorder in the towne-gate † there at 12 at night on Dec. 16 last past, and Will. Otterburne of the same for the like.

Agnes Wilkinson of the Newhouse for brewing without &c; and also for suffering men's servantes to sitt drinking in her house all the night throughe &c.

John Carlile, Constable of Snainton, for disobeying a warrant directed to him by Sir John Gibson, Knt. for the delivery of a servant, named Rich. Johnson, retayned by him contrary &c. [Per Tho. Clark et Henr. Cowpland, Cap. Const.]

Rog. Ringrose of Aymonderby, being one of the supervisours of the poore for Appleton in the Street, A.D. 1600, for not having maid his monethly accompt for the said office for that year, and the like for the years [95.] 1601 to 1607 both inclusive.

RECUSANCY.

Henry Beilby of Osgodby, Gentn., for absenting himself from the church for the space of two monethes last past; Geo. Boyes and his wieff, Margaret Wood, Margaret Biggin, spinster, all of Scawby, James

* We have here a feature in the aspect of the times which is worth a moment's notice. The swine belonging to the various inhabitants of the township are in one common herd, tended by a duly hired official called the Swine-herd. During what portion of the year his duties were discharged does not appear, but probably over the summer and autumn months. The time of enclosure in the modern sense had not come, and only the separate holdings were marked off from each other by fences, while the wood and common lay open to all, and in many cases large tracts of land, which were hardly common in the present sense, were generally to be met with. Under such circumstances the swine-herd, and the goat-herd especially, were an absolute necessity; and the shepherd, the cow-herd, the neat-herd, and even the goose-herd (gozzard), were persons with very precise and well-defined duties to fulfil.

† The *town-gate* represents what is now the "street," just as the "high-street" then represented what is now the "public road," "high road," or "highway." Towns-gate in the same sense as in the text is still current in many parts of Cleveland, and in villages where there is but one single street, or pretence of a street.

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Crosby, Dorothie his wieff, Will. Keld and Jane his wieff, Rich. Sleighton thelder, Emmott Jackson, Margaret Duck, widow, John Harlande, Tho. Wilson and Elizabeth his wife, Ellis wieff of Will. Workfolk, Cicily wieff of John Skinner, Jane wief of Raphe Skinner, all of Goteland, for the like. [Per Gawin' Pollard et Will. Nesse: Cap. Const.]

Agnes Cottam of Thornaby, widow [twoe yeares], Ursula wief of Rog. Wilson of Greenhow [4 yeres], Margaret wief of Chr. Farnaby; John Whitfeild [also for brewing without license: 12 yeares a Recusant], Edw. Simpson, [95b.] Alice Consett, (brewing &c) all of Egton; John Marshall of the brige (Egton Bridge: 6 yeres]; Will. Bayles, Gisbrue [iiii yeare]; Tho. Jocie and Jane his wife [iii yeares]; Hawisse wife of John Lune of Gisborne, Alice wife of Tho. Kendall of Morton, laborer, all for the like.

SECOND PANNELL.

John Heslerton, New Malton, Gentn.
Rich. Wait, Thorneton, Yomn.
Ralph Robson, Slingesby, „
John Nicholson, Wood Appleton, Yomn.
Rob. Dobson, Frear Hill, Yomn.
Phil. Craven, „ „
Henry Burnett, Stillington, „
Will. Snawdon, Wood Appleton, Yomn.
John Coulson, Brompton, Yomn.
Andrew Atterton, Foston, „
Chr. Dobson, Dowthwait Dale, Yomn.
John Laycock, Brompton, „
Chr. Frear, Barton, „

WHO PRESENT—

Tho. Jobson of Heworth, Jun., for harboring a woman with child, being a stranger, and none of the Inhabts. knoweth who got the child, nor who doth mainteyne her, nor from whence she came, to the evill example of others.

Fr. Barker of Linton for reteyning Dorothie Wright without a lawfull Testimoniall &c.

John Welles of Foulrise for reteyning Isabell Hick &c (as above). [Per Ric. Spofforth et Tho. Wait: Cap. Const.]

John Williamson of Bagby, tanner, for playing, 11th Oct. last, at shoule-bord (shovel-board) in the Evening prayer-time, it being the Saboath daie, in the house of Tho. Symondson of Bagby; also Chr. Ridsdale, Will. Monkton, Will. Wright and Will. Milner, all of the same, for the like.

Tho. Symondson, of the same, for permitting &c as above.

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(96.) Richard Fawcett of New Malton for keeping unlawfull games or play at cardes and tables * in his house &c.

PANNELL [pro triand' inter D'nm Regem et prisonar. etc. ad barr].

Marm. Raising,	Gent^n^.	John Laycopp,	Yom^n^.
Rob. Bossall,	Yom^n^.	Will. Stockton,	"
Edw. Monkton,	"	Will. Sherwin,	"
John Park,	"	Rich. Coates,	"
John Shepperd,	"	Will. Marshall,	"
Rob. Shepperd,	"	John Marshall,	"

WHO PRESENT—

Matilda Wilkinson late of Thornton in Pickering-lith, spinster, for stealing at Thornton a pair of stockins, of the value of 3d., of the goods of Geo. Clarke; also for stealing "unam tunicam, Anglice a pettycote" of the value of 4d. belonging to Anne Boyes; also for stealing "unam peciam linei panni, Anglice a neckerchief," value 3d, from Ja^s^. Jennyson.

[Side-note.—Judicium de hiis tribus;—the said Mawde to be whipped in Malton presently, and from thence to be conveyed from Constable to Constable to Thorneton, there to be whipped upon a holyday (it not being a Sonday) after Evening prayer tyme from the Church-stile to the place of her late dwelling there.]

SECOND PANNELL "pro triand' inter D'num Regem et prisnar' ad barr."

John Heslerton,	Gent^n^.	Tho. Wolse,	Yom^n^.
Rich. Wayt,	Yom^n^.	Will. Snawdon,	"
Ralph Robson,	"	John Colson,	"
Will. Stockton,	"	Andr. Attherton,†	"
Rob. Dobson,	"	Chr. Hobson,	"
Phil. Crave[n],	"	Chr. Frear,	"

* Halliwell gives "TABLES. The game of backgammon. It was anciently played in different modes, and the term appears to have been applied to any game played with the table and dice. Strutt has given a fac-simile of a backgammon-board from a MS. of the 14th century, which differs little from the form now used. See Sports and Pastimes, p. 321." On the other hand, under the head of ALEHOUSE or TAVERN SIGNS, in *Brand's Popular Antiquities*, we find "the *Chequers*, at this time a common sign of a public-house, was originally intended, I should suppose, for a kind of draught-board, called *Tables*, and showed that there that game might be played" (vol. ii. p. 215).

† Atterton in the last Pannell.

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WHO PRESENT—

Fr. Midleham of Sneaton, laborer, for stealing a lamb, value 3d, from James Poskate, at Sneaton.

[Side-note: Judicium:—to be whipped in Malton presently, and from thence to be conveyed &c as above, except only that Sneaton instead of Thornton is to be read.]

ORDERS made &c.

ORDERED THAT Rich. Fawcett of New Malton, alehouse-keper there, for suffering play and other disorders, be disabled to kepe an alehouse, &c.

Whereas on receipt of the Lo. President's letters in behalf of Mr. Twentyman, his Ma^tes^ Purveyor for waxe, the Court is willing to performe what the Lo. President has undertaken . . . . as much money as was due for the year 1604, and before, should be presently estreeted, collected and paid to him: and as for the demaund of the arrearages 1605–1607, alledged to be behind, this Court requireth sparing thereof untill the Assizes in Lent next, when most of the Justices of this Division will meet at York, together with the said Mr. Twentyman, when the whole matter can be considered.

Whereas a petition from Anth. Duffield, late of Hemsley, shewing his, his wife's and his children's miserable condition, has been exhibited, setting forth various particulars of wretchedness, and plans for relief of the wife's condition, including a journey to Hartforth in Gilling nigh Richmond, ... he shall have 5s. paid him by the Thres^r^. for the Hospitalls, &c.

Forasmuch as Geo. Wilson of Kirkby Knowle standeth indicted with one Chr. Wray of Felixkirk with stopping the King's highway [see above p. 78] leading through Eller Close from Kirkby Knowle to Felixkirk, and so to York, and he hath admitted the offence and paid 2s. fine . . . . the said highway shalbe laid open &c, and the said Wilson to bring a certificate attesting the fact to the next Sessions.

Forasmuch as Rog. Ringrose of Aymonderby hath preferred sondrye presentments against diverse persons for not paying their assessment for relief of the poor there, and these presentments were void in lawe, ... the said Roger shall pay 8s. for his unlawful act, and the parties presented 12s., all presentments to be discharged, and the question of arrears and assessments to be referred to Rob. Brigges and Tho. Davile, Esquires; and further, as there hath been sutes depending between the said Roger and Rich. Crosby for the last 7 yeares, all matters betwixt them shalbe ordered by the said two Justices with Tho. Norcliff, Esq., and both the parties to enter bond &c.

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[97.] Whereas question and controversy exists between Lo. Eure and Sir John Coniers, Knt., and the burgesses of New Malton touching the appointing of a Constable there, and whereas Rob. Ovington of Malton is presented to this Court by Lo. Eure and Sir J. Coniers their officers to be Constable there; And by reason the usuall time of election of Constables is at Michaelmas or Easter, and for Michaelmas is now past . . . . . the said Rob. Ovington shall stand Constable of the said towne, and he is sworn accordingly: this order however not to prejudice Lo. Eure and Sir J. Coniers or the Burgesses in any rights they may have, but the further ordering thereof is left to the censure of the Judges according to a former Order sett downe by the Lo. President and Counsell at York bearing date Sept. 8, 1607.

Whereas it is apparent that Westrop (or Webstrop)* Laycopp of New Malton is father of a child begotten in adultery on Margaret Woulf . . . . . the said Westropp Laycopp shall pay weekly 10d. towards the maintenance of the child for a year and in the mean time to be of the good behaviour; and likewise to stand to such further order as at the year's end shall be made &c.: And the said Laycopp to paie xvs. presently for a fyne, and to appeare at the Sessions to be holden after Michaelmas next &c.

[Side-note:—Lacopp committed for refusing to enter bond, and after entreth recognizance.]

Margaret Woulf to paie iiiid. weekely for the said child's maintenance, ut supra. [Further note:—Laycopp afterwards in Court took alone upon him the finding † of the child.]

John Collyson of Thornton his recog^s. be respited till the next Sessions, and that a warrant be made directed to the Constable of Farnaby and Rich. Dale to apprehend the said Collison and bring him &c to answere . . . . . touching a bastard child begotten (as alleged) by him on Agnes Preston, and in the mean tyme Richard Dale of Farnaby, being Collison's suretie, shall paie 8d. weekly towards the relieff of the said child.

Will. Brooke of Sheriff Hutton, a lame Souldior, to have 10s. paid him by the Thres^rs. of the Hospitalls untill the next Sessions, and then to be further considered &c.

Forasmuch as Jane Stewart, late of Malton, born at Skarbrough, doth affirme on oath that Tristram Lowson of Skarbrough, Gent^n., is

* The form of the name within the brackets appears to be no more than a clerical error.

† Halliwell gives: "FIND. To supply, to supply with provisions. Still in common use."

"To swette and swinke I make avowe,
My wife and babes therewith to finde."
Chaucer, Plowman's Prologue.

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father of the child she is now withall . . . . a warrant be made to convey her to Skarbrough there to be kept according to the Statute.

Tyme be given untill Midsomer next for the repaire of Linton Bridge by the Inhab^{ts} of Lynton, Newton, Beningbroughe and Beningbroughe Graunge before the said daie upon paine of £3 to every one of the said Inhab^{ts}. that make defalt.

John Clifford of Brompton to have 20s. &c and be no more troublesome &c.

Forasmuch as James Ragget of Husthwait, laborer, was bound in £10 before Walt. Bethell, Esq. to appeare at Sutton Sessions last but made defalt, ... a warrant to be made &c to appeare at the next Sessions &c.

[97^{b}.] Whereas one Will. Rumfrey of Brawby in Decr. last by chaunce coming into the house of one Geo. Harrison in New Malton, one Chr. Milnes, an informer, being there willed the said Rumfrey to go with him into Harrison's yard and then pulled forth his Maties letter which, he affirmed, was against the said Rumfrey at the suit of the said Harrison, and he serving the said letter Rumfrey receyved the same . . . . the letter being one originally awarded against one Sleightholme and long since out of date; and whereas the said Milnes under pretext of being an Informer makes a practice of molesting others of the Kings lieges in the same manner &c . . . . the hearing of the matter be referred to the Kings signet and the Honble. Counsell in the North, and for that Milnes refuseth to enter sufficient security for answering of his said misdemeanours in the said Court . . . . that he be committed to his Maties Gaole &c.

A warrant be made to the Constable of Ayslaby to apprehend Rich. Greenecall of the same to bring him before &c and to appeare at the next Sessions after his apprehension to answere his contempt in carrying a gun, and such other misdemeanours &c.

The sentence upon Fr. Middleham of Sneaton for petty larceny, and that on Maria Wilkinson for the same, as above noted, be carried out.

Geo. Watson of Wikham in consideration of his loss by fire to have £3 6s. 8d. paid him by the Thres^{r}. for the Hospitalls; and the same in the case of Chr. Horseley of Bulmer.

The warrant against Will. Dobson of Tollerton be renewed for that he, being summoned to be of the Jury at Sutton Sessions, said that he neither could nor would come. [See the order in Six-wekes Sess^{ns}. book.]

The next Qu. Sessions to be holden at Thirsk 5 April next.

John Binckes son to Widow Binckes of Stonnykeld for flying and hyding himself from his Maties service at the last musters; and also Mich. Waterman and Tho. Robinson of Stratfurth; Edw. Gibson of

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Ravensworth, and Rob. Noble of Whyaston (? Whashton), for the like. [Per Rob. Colling et Rob. Shawe Cap. Const.]

Tho. Wawne of Thorp Rawe* yom^n, for giving wages to . . . . . Rymer his servant exceeding the rate sett downe by the Justices &c.

John Coates, and John Peart thelder, both of Borroby, for refusing to register their servantes wages.

Will. Smith of the same for brewing without lycence.

Math. Wynd, Constable of the same, for refusing to execute his office in making search for thinges suspected to have ben stolne from Mr. Danby of Leake, Esquier.

Tho. Crawforth of Brompton for giving wages to Will. Deming, his servant, exceeding &c.

[99.] Fr. Thompson of Osmotherley for harboring tynckers and rogues, and a fidler suspected to be a Recusant.

Tho. Thompson of the same for making feastes and banckettes upon Sabaoth dayes and suffering playing and dauncing in tyme of Divine service.

Cuthbert Kearton of Northallerton, alehouse-keeper, for useing much drinking with mens servantes in the night-tyme.

The Churchwardens of Dighton for not paying the money for the lame Souldiers and Hospitalls. [Per Marm. Rawson et Oswald Tailour: Cap. Const.]

John Thexton of Baldersby thelder for giving warning to diverse of the Inhab^ts of Baldersby not to attend the musters holden at Leming 2 Nov. last for his Maties Service into Ireland† so that they could not be gotten, to the hindrance &c.

Rich. Barnes, one of the Churchwardens of Wath, for not paying &c. [Per Will. Raper et Ricardum Best: Cap. Const.]

John Hodgson of Kirkby Wisk for brueing without &c.

Rich. Best of East Cowton, James Sayer, James Tuard, Simon North, all of the same, for taking in an undersettle; Lancelot Trotter of Croft, for the like at East Cowton; and Will. Lumley of East Cowton, all for the like.

* Probably the hamlet in Fylingdales parish now called Raw or Row, no great way from Thorpe or Fyling Thorpe.

† There was no active warfare going on in Ireland. In Green's words (*Short History of the English People*, p. 444), "the work of conquest had been brought to a close" in Elizabeth's closing years: "under the administration of Sir Arthur Chichester [1605–1608] an able and determined effort was made for the settlement of the conquered province. . . . Every vestige of the old Celtic constitution was rejected. The tribal authority of the chieftains was taken from them by law. . . . The tribal system of property in common was set aside. . . . The chieftains were stripped of their hereditary jurisdiction. . . . To all this the Celts opposed the tenacious obstinacy of their race," and accordingly, as now, the presence of a force of English soldiers in Ireland was indispensably necessary.

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Tho. Hambleton of Scorton for harboring suspicious persons in his house.

Chr. Pyburn of Stapleton for taking and keeping an undersettle.

[Foot-note.—Exon. per Curiam quia fuit cotagium de antiquo.*]

Will. Rymer of Morton super Swale for contynuing a cottage wherein John Markson dwelleth, and taking that from it † which did belong to it; and also for another cottage in like manner, wherein Rog. Wright dwelleth. [Per Tho. Ward et Geo. Robinson: Cap. Const.]

[99b.] John Breakes of Great Fencott, as a Badger without lycense.

Rob. Pybus of Beedall for buying barley to malt to sell without license, and also useth the trade of malting, he being a very young man, unmarried,‡ which is contrarie to the Statute.

Geo. Davison of Scruton, butcher, for that he is a gamester § at cardes and doth waist his estate thereby; and also John Metcalf of the same, for the like.

Anth. Pearson of the same for suffering plaie at cardes in his house to the hurt of diverse.

Tho. Cooke of Aiskewe, webster, for trading, having never served vii yeares apprentice; and Geo. Webster of the same, for the like.

John Bindles of Aiskewe for that he hath decayed his husbandries ‖ in Beedall and hath made them cottages.

* This exception in favour of a cottage standing before the passing of the Act 31 Eliz. is not specially mentioned in c. 7.

† Prohibited by the very purpose and tenor of the act in question.

‡ By the Act 39 Eliz. c. 16, power is given to the justices to restrain the excessive making of malt according to their discretion, and the restriction in the text must, it would appear, be looked upon as imposed in the exercise of such discretion.

§ The sense of the word is worth noting. Skeat remarks in connection with its occurrence in Merry Wives of Windsor, iii. 1, that "the suffix *-ster*, originally feminine, has a sinister sense"; but it is much more so in the present instance.

‖ A Statute of Husbandry and Tillage was passed 39 Eliz., in c. 2 of which what is here styled the "decaying of husbandries" is dealt with. But many other enactments stand in the Statute-book; and in the preamble to c. 13 of 25 Henry VIII. much curious matter as to the growth of sheep-farming, leading to "the putting such lands as they (the sheep-farmers) can get to pasture and not to tillage," will be found, together with an enumeration of the evil consequences ensuing:—"whereby they have not onely pulled downe churches and townes, and inhansed the old rates of the rents of the possessions of this Realme, or else brought it to such excessive fines that no poore man is able to meddle with it, but also have raised and enhaunsed the prices of all manner of corne, cattell, wooll, pigges, geese, hennes, chickins, egges, and such other, almost double above the prices which have been accustomed: By reason whereof a number of the people of this Realme be not able to provide meat, drinke, and clothes necessarie &c. but be so discouraged with misery and poverty that they fall daily to theft, robbery &c. or pitifully die for hunger and cold &c." Some sheep-farmers, it is stated, had as many as 24,000 sheep, "preventing the occupying of the poore husbandman, and so to use it in pasture and not in tillage" &c. Thus in the text the land was taken from the tenements, which became mere cots for habitation.

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John Greathead of Brunton, bruester, for keping gaming at cardes for drink and money, and diverse thereby do waist their estate.

Geo. Wetherell of Aiskewe, shoemaker, for that he tradeth and never served &c.

Tho. Lee of Streethouse, inholder, for breaking the assise of beare and aile.

Dorothie Clark of Crakhall for that she hath decayed one husbandry and made it a cottage.

RICHMOND,

Qu. Sessions at, 15 Jany. 160⅞. Before Conyers Darcy, Tho. Metcalf, Tim. Whittingham, Knts., and Adam Middleham, Esq.

John Lomley and Henry Davison Deputies for Sir Will. Bamburgh, High Sheriff.

PANNELL.

Rob. Spence, Bardon,	Gent^n.	Chr. Mitchell, Newton,	Yom^n.
John Raper, Sinderby,	Yom^n.	Ralph Smith, Exilby,	"
Henry Metcalf, Mawnby,	"	Henry Raper, "	"
John Smith, Easby,	"	Chr. Gill, Barton,	"
John Wynd, Synderby,	"	Chr. Wilkinson, Barton	"
Tho. Dun, Aynderby,	"	Will. Firbancke, Melsonby,	"
James Lightfoot, Redmer,	"	Rob. Wright, "	"
Rob. Becke, Melmerby,	"		

WHO PRESENT—

Will. Carter late of Bowes, Mich. Brunskell late of Stonesdale, Rob. Brunskell, late of the same, laborers, and Will. Hawmeby son of Simon Hawmeby late of Bowes, for assaulting, at Bowes, one Will. Bainbrigg, and striking him on the left thighe with a pitchforke, value 12d., and giving him with one prong of the said fork a mortal wound of the depth of three inches and more, of which the said Bainbrigg died at Bowes 9th Decr. last, &c.

Geo. Stubley of Ainderby Myers, aided and abetted by his wife, servants, and children, for trespass and damage with his swine in a close occupied by Tho. Brodarr, called Leng-yng, at Hackforth, &c.

[98^b.] Anth. Yeoman of Horshouse for harbouring rogues &c.

Tho. Jenkinson of Hynlethwait, Reder of Horshous Chapple, for suffering pyping, and other disorders, in the Chapple on St. Symond daie, contrary &c.

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Peter Walker of Cotterdale for absenting himself from the last musters * contrary &c. [Per Ad. Thomlinson et Henr. Turner: Cap. Const.]

Rowland Hynde of Holwick for keeping a common carding-house.

John Firbanck of Awdburgh for not presenting the servants within his Constablery, or their wages, or any other thing to his office belonging.

Will. Jackson of Crakhall, thelder, for erecting a cottage, not lying any ground to it, in the possession of John Tomlin, and also for decaying of one tenement in the possession of one John Beckwith; and for buying barley to make malt to sell without license.

Geo. Story of Crakhall for decaying of one ten^t. in possession of one Ann Sickline.

James Richardson for contynuing one cottage erected by the late Geo. Symondson, not lying any ground to it; and for decaying of one ten^t. in Crokall in the possession of one Rob. Symondson.

Henry Rowe of Scruton for being a gamester at cardes and thereby doth wast his estate.

John Burnsall, alias Clark, of Thirne for erecting a cottage, not lying &c.

[100.] Chr. Barker of Rookwith for the like.

Oswold Benson of Well for buying barley &c. [Shewed his license, dated 10 July 1607 at Richmond Sessions.]

Geo. Lewline of Watlous, for suffering servantes to play at cardes in his house, and thereby doth waist their poor estates.

Rich. Beckwith of Massam for buying barley to malt &c.

John Normavell of Swinton, freholder, lord of two partes of the towne, for decaying five husbandries; and also for converting xxx acres of tillage ground † to meadowe and pasture.

Anth. Thwaites of Ellington, tailer, for trading, never having &c.

Will. Towneson of Beedall for breaking the assise of aile.

Geo. Halliday of the same, for the like, and suffering common drinking in his house at unlawfull times in the night.

Edw. Carter of the same for breaking the assise of aill.

Will. Bolmar of Scruton for keeping plaie in his house in time of service on the Sabaoth daie.

* The King's people and subjects had previously to 4 & 5 Philip and Mary been mustered by commandment of the Sovereign in order to levy a number of them for the service of the King and the realm in the wars, such as were most able and likeliest to serve well in the same; but many abuses having grown up, a statute was passed at that date to amend them, and in c. 3 penalties are ordained for them which absent themselves, or at their appearance bring not with them their best furniture and array and armour, &c.

† See last note on p. 106.

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Isabell Fridgley and Richard Garrelton, both of Snape, Rog. Hodgson of Well, Fr. Burnsall alias Clerke of the same, Rich. Raper of Midleton, and Geo. Fleming of Gebdikes, all for the like.

Chr. Farnam of Watlouse for that he useth much drinking and was drunk contrarie &c. [Per Joh. Dodsworth et Tho. Jackson, Cap. Const.]

ORDERS made &c.

ORDERED THAT a warrant be made to the Constables of Bowes to apprehend Will. Harkey of the same, and bring him before Sir Coniers Darcy to be bound &c. to answer the information of Will. Brokbanck of Bowes, Clerke, and in the meane tyme &c.

Whereas Rich. Hanley of Arnegill was bound to prosequute his traverse (see above, p. 97) at this Sessions, for that he alledgeth that he could not at this tyme bring in his witnesses, but craveth further respect . . . . he is to have further day viz. untill the Sessions to be holden after midsomer next.

[100b.] Will. Potter of Stapleton shalbe disabled to kepe an alehouse, his wife being (as the Court is informed) a Recusant.

Forasmuch as Tho. Duffeld of Bolton hath entered recognces. that either he or James Phillips of Cattrick shall pay unto Jane Lumley 40s. on Easter Wednesday next at the Church porch of Aynderby Steple for the relieff of a base child by the said James Phillips begotten of her, if the same payment be paid accordingly then the said Phillips to be quit of any further charge for relieving the same hereafter.

A warrant be made to the Constable of Birkby to attach John Pepper of the same, to be bound to keep the peace against Will. Render and to appeare at &c.

£20 be levied and paid towardes the repaire of Yowre Bridge, and therefore the same to be estreeted and collected accordingly.

[Side-note:—This was called for 16 July 1608. Se the book of bridges * for the Rates of theis 2.]

£26 13s. 4d. be levied and paid towardes the repayre of Rudderforth Bridg: and the same to be estreted and collected accordingly.

The next Sessions to be holden at Thirske 5 April next.

* As illustrative of this reference I give a part translation and part copy of the entries in question from fo. 69 of the "Book of Bridges":—

At the Sessions held at Richmond 14 Nov. 1607, before Fr. Bointon, Coniers Darcie, Tim. Whittingham, Knts., and Rich. Aldburgh and Adam Midleham, Esquires.

RODERFORD BRIDGE.—The N. R. of the county of Yorke (upon a viewe taken and a certificate made thereof) is charged with the repaire of Roderford bridge with } xxvi li. xiiis. iiiid.

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[102.] THIRSKE,

Quarter Sessions at, 5 April 1608. Before Tho. Dawney, Tho. Lassells, Rich. Vaughan, Rich. Theakston, Steph. Procter, Knts., and Will. Mauliverer, Rich. Aldburghe, Chr. Ashe, Rob. Brigges, Chas. Laiton, Tho. Davill and Tho. Norcliff, Esquires.

Rich. Spofforth, Gentn., Under-sheriff attended for Sir Will. Bamburgh, High Sheriff.

FIRST PANNELL.

Rich. Ellerker, Yolton, Esq.
Tho. Foxe Marde[r]by, Gentn.
Henry Metcalf, Mawnby, „
Michaell Myles, East Harlsey, Yomn.
Mich. Lythe, Morton, Yomn.
Will. Barker, Marske, „
Will. Webster, Brotton „
Geo. Boseman, Skelton „
Tho. Tennant, Awdwarke, Yomn.
Rich. Eshelby, Norton in luto, „
Rob. Bell, Dalton, „
Will. Dale, „ „
Rob. Morrell, Thirkleby, „
Fr. Metcalf, Thornton Moore, Yomn.
John Tailer, Langthorpe, Yomn.

Of which Rate	Richmondshire	viii li. xviis. viiid.
	Langbargh	iiii li. ixs.
	Bulmer	iii li. xis.
	Ridall	liiis. iiiid.
	Birdforth	xliiiis. iiiid.
	Pickering-lieth	xls.
	Allertonshire	xxxvs. iiiid.
	Whitby Strand	xxiis. viiid.

SURVEYOURS.
Tho. Hutton, Clarke
Edw. Forster
Leon. Thompson
} Proportioned into these severall wapentackes according to the old presentmentes for rates for bridges.

YOWER BRIDGE.—At the Sessions aforesaid before the above-named Justices, the N. R. &c. for the repaire of Yower Bridge xx li.

Of which	Richmondshire	is charged with	vi li. xiiis. iiiid.
„	Langbargh	„	iii li. vis. viiid.
„	Bulmer	„	liiis. iiiid.
„	Ridall	„	xls.
„	Birdforth	„	xxxiiis. iiiid.
„	Pickering-lieth	„	xxxs.
„	Allertonshire	„	xxvis. viiid.
„	Whitby Strand	„	xvis. viiid.

Proportioned ut supra.

SURVEYOURS.
Edmund Metcalfe
James Pratt
}

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WHO PRESENT—

Tho. Whitelock of Rainton, Will. Gilling of Disforth and Will. Wilton junr. of the same, husbandman, for tracing hares and conies in the snow and killing 20 of the latter worth 20s.,* at Rainton, Disforth and Huton Coniers, &c.

Tho. White late of Copt-hewick for entering a close of Will. Smith's called The dall at Huton Coniers, and in Hewick and other places, in the summer time, and hunting and killing two rabbits with les ferrettes &c.

Barbarie wife of Henry Eddrington of Gilling nigh Richmond, miller, for an assault at Gilling on Will. Kidd &c.: and [102b.] also for an assault on one Rich. Pibus at the same place &c.

John Dossie of Thirske, yeoman, for carrying &c., Curia sedente, quoddam tormentum † Anglice vocatum a pistoll or dagge loaded with powder and shot being less than a yeard long &c. [Side-note:—Throws himself on the mercy of the court, protesting himself not guilty, and is fined 40s.]

John Stevenson of Newton for decaying one tent. held by John Hauxwell: and Tho. Pybus of the same, for the like, held by John Wright.

[103.] Rich. Kilburn, Tho. Hutchinson and Will. Hutchinson, overseers of Well, for not keeping their monethly meeting for the poore.

Edw. Moore of Cowborne for using plaie, and thereby hindereth his estate.

John Dodsworth of Massam Maines for giving more wages &c.; Geo. Story of Crakall, Will. Stoute of Snape, Tho. Wilson, Geo. Bensley, Will. Bickers and John Bickers all of Aiskewe, for the like.

Rich. May of Catterick, John Cavert of Hipswell, and Henry Tompson of Tunstall, overseers for the poore of Catterick, for not keping their monethlie meeting &c.

* The value assigned to the rabbit in this entry, as contrasted with the values attached to sheep, lambs, cows, colts, mares and horses, in former entries, is quite worthy of note.

† This entry begins with citing an Act of 33 Henr. VIII, as follows:—Quod nulla persona . . . . cujuscunque status vel gradus sit . . . . post ultimum diem Junii ult. . . . . sagittabit [in], portabit, custod[i]et, utetur [*wr.* uteretur] seu habebit in domo sua aut in alio loco aliquod tormentum aliter quam tale quod fuerit in ligno et tormento longitudinis unius virgæ—Anglice *a yeard*—aut aliquod tormentum Angl. vocatum any hagbut or demyhake aliter quam tale quod fuerit in ligno et tormento longitudinis trium quarteriorum unius virgæ—Anglice *a yeard*—sub pœna forisfacturæ pro quolibet tempore ille vel illi sagittabit, portabit &c. aliquod tormentum non existens longitudinis unius integræ virgæ, aut hagbut aut demyhake non existens longitudinis trium &c., decem librarum sterling. But there is also a second violation of the Statute involved, viz. in carrying the "pistoll or dagge" charged.

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Chr. Wilson of Didersey Graunge, usurer, for letting* £7 and taking for it 40*s.* for one yeare:—presented by Raphe Nicholson of Tunstall upon oathe.

Anne Sickline of Crakall, bruester, for brewing &c.

John Harrison of Kirkby Fletham, for erecting a cottage in Scruton, not lying &c.

Tho. Gaile of Scruton for playing at cardes for money, &c.; and also John Applebie, John Carter, Tho. Lecg, Fr. Banbrigg, [103b.] Rog. Flower, bruester, Rich. Smythson, and Marm. Greathead, all of Catterick, for the like.

Anth. Pearson of Scruton, Constable, for using and mainteyning plaie in his owne house, and thereby &c.; and also for not appearing at the Statute Sessions holden by the Head Constables of Hang East, &c.

Raphe Laiton of Newton, Constable, for the like. [Per Tho. Jackson et Joh. Dodsworth, Cap. Const.]

Tho. Jobson of Heworth, brewster, for selling his ale at 6d. a gallon, contrarie &c., and will not lett his neighbours have of his best ale for their money, and Edmond Wood of the same, brewster, for the like.

Rob. Gray and Rob. Slater, both of Beningbrough, for the like.

John Newsteade of Thormanby for buying and selling of corn as a badger † without license.

John Wilkinson of Claxton for reteyning John Thearnes and doth not shew a testimoniall to the Constable, Curate and Churchwardens &c.

Tho. Goodrick of Bransbie for the like in the case of Anne Benninge‡. [Per Ric. Spofforth et Tho. Wayt, Cap. Const.]

Rog. Robinson of Northallerton, alehouse keeper, for receyving mens servantes and others and suffering them to use drinking and disorder &c.

[104.] Rich. Hall of Sowerby, and John Metcalf of the same, for tracing and killing hares in the snawe.

Rob. Wright of Bedall for receyving and reteyning Elizabeth Smithe servant to Tho. Danby of Romanby in Allertonshire without a testimoniall. [Per Marm. Rawson et Oswald Tailour: Cap. Const.]

Anne Witham of Huton Bushell for brewing &c.

Rob. Ringrose of Pickering, butcher, for killing of calves in Lent last.

* The complete idiom is "letting out to usury."

† The selling of, as well as buying, corn by the badger is but little noted by such derivationists as deal so authoritatively with the meaning of the word.

‡ The name is worth noting in connection with such local names as Beningbrough, Benninghall, &c. It is an interesting survival of an appellative as ancient as the English nation.

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RECUSANCY.

Henry Beilby, Gent^{n}., of Cayton for not coming to the church &c.; also Geo. Boyes and his wief of Scawby, Margaret Biggin, widow, and Margery wief of Will. Wood, of the same; James Crosby and Dorothy his wief, Will. Keld and Jane his wief, Jane wife of Rob. Lyeth, Ellis wief of William Workfolke (or Workfold), Cecily wief to John Skinner, Jane wief to Raphe Skinner, Tho. Wilson and his wife, [104^{b}.] Rich. Sleightholme, the wiefe of Rob. Monckman, and Margaret Ducke, widewe, all of Gotland, for the like.

SECOND PANNELL.

Edw. Cloughe, Skipton, Gent^{n}.	Tho. Weare, Easingwold, Yom^{n}.
Rob. Fawdington, Awdwark, Yom^{n}.	Chr. Johnson, Raskall, „
John Parvyn, Morton, Yom^{n}.	John Palliser, Newby, „
Tho. Stowpe, Marske, „	John Gaines, Mawnby, „
Geo. Lyones, Skelton, „	Gawdwin Spence, Carlton, „
Will. Emerson, „ „	Will. Parker, Langthorp, „
Geo. Stowpe, Brotter, * „	Will. Burnett, Catton, „
	John Stephenson, Pettythorp, „

WHO PRESENT—

Tho. Smith, of Gilling, lab^{r}., for enticing John Smithe, apprentice to Chr. Wilson of Ampleford, from his service and receiving him into his house &c.

Rob. Tanckard of Thornbarghe, jun., and Fr. Tanckard of the same, laborers, and Rog. Wardell of Thirske, shomaker, for an assault, on the king's highway at Sowerby, upon Rob. Dixon, Will. Rokecliffe and Fr. Browne, and taking from them four oxen each of them worth £4, belonging to Rob. Browne, &c.

James Gowdan of Newby in Rudby parish, husbandman, Fr. Gowdan of the same, lab^{r}., John Ingledewe late of Taunton in Stokesley parish, lab^{r}., and John Gowdan, late of the same, lab^{r}., for a trespass in a certain close, called Gelford close, [105.] held by John Ainsley, treading down the herbage and driving away six heifers, belonging to the said Ainsley, pasturing there &c.

Will. Bargh of Disforth, husb^{n}., Frances his wife, and Ellen Barghe of the same, widow, for trespass in a close of Tho. Sowerby's, called Kilne Close, breaking the fences, treading down and consuming the herbage with cattle and swine &c to the value of 100s. &c.

Will. Wilkin and Will. Tanckard for outragiously breaking the King's

* Possibly a corruption of Burter, as *thropp* is of thorpe.

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peace in the house of Elizabeth Stubbes, widow, whereupon the said Wilkin was committed by the Constable of Topcliff to the stockes there, and for that the said Tanckard thereupon came to the stockes in violent manner, and broke the stockes and released the prisoner and drewe his dagger on the said constable.

Will. Tankard, for that being in the yarde of Geo. Robinson of Upsall, one Fr. Burghe then ryding by, he did thrust at the said Burghe with a long pikestaffe and hit or light upon his thighe, and after followed him darring* him to staie, with the said pykestaffe and a sworde and a dagger threatning that he would meet with him after.

Rob. Hodgeson of Old Malton, for harboring rogues, idelers and vagrant persons &c.

Will. Raper, one of the High Constables of Hallykell [*sic*], for disswading Chr. Threpland from appearing to do the Kinges service at these Sessions at Thirske &c; and also for departing without lycense before the Sessions ended.

[105b.] Henry Place of Kirkleventon, labr., for refusing to worke for such wages as the Statute appointed.

Edw. Hubbock of Carleton for brewing &c.

RECUSANCY.

Isabel, wief of John Maxwell of . . . . , husbn., also Mich. Otley, blacksmith, of the same, and Margaret his wief; Eden wief of Tho. Balmer and Anne Harrison of Great Ayton; Alex. Welfoote and Margaret his wief, of Crathorne; John Hawkerigg and Will. Simpson of Skenegrave; Will. Bayles of Gisbroughe; Henry Willoby and Jane Buttrie of Crathorne; Ralph Rookeby Esq. and his wief, of Marske; Alice wief of Tho. Kendall of Marton, for Recusancy. [Per Will. Bayte et Marcum Lyell: Cap. Const.]

Phillis Wildon of Hovingham parishe for not coming to the churche for the space of three yeares, and for harboring Geo. Chambres, and Geo. Chambres of the same parishe, her servant, contrarie to the Statute, Cuthbert Tayleur, John Franckland and Cecily his wief, [106.] Elizabeth wief of Geo. Holtby, Katherine wief of Guy Gelderd, Anne wief of Gilb. Almayne, Katherine wief of Rob. Davison, Rich. Lee, Margaret Pecket, Jane Clarkson, widow, Katherine Theaker, Phillis wief of Bennett Crathorne, Alison wieff of Rich. Thornton, Margaret wieff of Tho. Bonvell, Alison wief of Tho. Grene, Tho. Hick, malster (harboringe Jane Edward), Jane Edward, his servant, Prudence wief of Henry Skelton, Katherine wief of Rob. Hardwick, Isabell wief of Geo. Philliskirk, tanner, Elizabeth wief of Will. Drewe,

* The North country provincial form of the verb *to dare*.

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Margaret Carter, widowe, Mary wieff of Geo. Spenceley, all of the parish of Hovingham,* for the like.

Agnes Pearson of Wombleton, a Recusant for 5 yeares, and also for harboring of Margaret Wilson, her servant, the said Margaret Wilson, Lancelot Bullock of Muscottes, Gent^{n}., and his wief, Margaret wief of Anth. Lowdie of Cawton in the parish of Gilling (4 yeares), [106^{b}.] Isabell North of Butterwick, (theis fyve yeares past) Rich. Cowlson, the wife of Marm. Beckwith and Jane Thornaby, of Butterwick, all for the like. [Per Tho. Clark et Henr. Cowpland: Cap. Const.]

That a stone bridge called Katterick Bridge, leading from York to Carlell, being on the Kings highway, is in great decay &c and ought to be repaired by the country.

[Side-note: vide literam certificatam missam a Rad. Lawson et Coniers Darcy, Mil^{s}.—Surveyours, { Frank Boynton, Ra. Lawson } Mil^{s}.

Coll. { Tim. Duffeild, Rich. Swawdale } Gent^{n}.

Orders made &c.

Ordered that upon a petition and upon credible information of the poore estate of Elizabeth wieff of Anth. Valentyne, who was lately pressed for and from the towne of Topcliff to serve as a souldier in Ireland . . . . her means of subsistence thus taken from her and herself great with child &c . . . . inasmuch as her husband was pressed from Topcliff the said Elizabeth be relieved there, and have 12d. weekly from the assessment for the poor up to the time of her delivery and ability to travel to her husband; and she shall have also allowed her for her better relieff in her childbed 5s. paid unto her by the Thres^{r}. for the Hospitalls for this Division, and a warrant to be made to the Constable, Overseers and Churchwardens of Topcliff accordingly.

Forasmuch as it rests on sufficient information that Rippon North Bridge is in great decaie and so ruinous that triple charges in a short tyme will not repaire the same . . . . and forasmuch as the said bridge lyeth indifferently betwixt the North and West Ridings, and in equall use to both, for repaire whereof £30 will hardly serve (as hath been certified) . . . . £15 shalbe estreeted and levied and paid forthwith by the North Riding, and the other £15 is left to be assessed by the West Riding.

* Many of the same persons as have been presented once and again before. The Recusant was liable to a fine renewable every month of his non-attendance at church, and consequently to repeated presentments.

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Henry Pinckney and Tho. Dodsworth be fined 20s. a peece for neglecting a warrant directed to them to apprehend Will. Harkey &c except they can shew cause to the contrarie &c, and a new warrant &c.

[107.] A warrant to the High Constable of Birdforth and to the Constable of Cowsby to fetch and bring the bodie of Tho. Belwood unto the Justices this Sessions. [Side-note:—Belwood sick and not able to come.]

Geo. Holtby of Scakleton, Gent^n., be appointed Thres^r. for this yeare for the Layme Souldiors, and Rich. Cotes of Swinton, Thres^r. for the Hospitalls, for Langbargh et alibi.

Chr. Croft of Scoteskew, Thres^r. for the lame Souldiours and John Paycock of Easbye, Thres^r. for the Hospitalls, for Richmondshire &c.

Whereas diverse issues were estreeted forth of thexchequour to his Mat^les use charged to Sir Henry Griffith late Sheriff of the Countie of Yorke his accompt, amounting to 53s. 4d., against the Inhab^ts. of Great Langton, which issues were levyed upon the goods of Anth. Todd and Geo. Thornton, and were duly paid, as also 13s. for Castle fees and charges of the cattle, ... notwithstanding which the Inhab^ts. of Great Langton refuse to contribute their equal proportions to the great hindrance of Todd and Thornton aforesaid . . . the said Inhab^ts shall proportionably contribute &c and a warrant be issued accordingly.

£20 shall be assessed towardes the repaire of Ayton Bridge, £4 for Katterick Bridge, £5 for Newsham Bridge, and that forasmuch as Skeby Bridge is in decay and hath been viewed by Will. Worledge and Humfrey Wharton, Gent^n., appointed thereto, and they find that £20 will hardly be sufficient &c . . . . therefore a rate be made for levying the said £20 [Surveyours, Rich. Burghe and Will. Robynson: Collectors, John Garth and John Peycock]; and that £20 shall be assessed towards the repair of Borne Bridge. [Side-note touching these five bridges: Se the originall in thend of the Bridg booke.]

[107^b.] Rich. Greenecall of Ayslaby shall make his submission unto the Vicar of Midleton in Pickering-lyth, and all matters between them to be ordered by Sir Rich. Cholmeley and Tho. Davile Esq. before theis xiiii daies next: And Greenecall to labour to bring it to passe or els to be bound &c.

Will. Brooke of Sheriff Huton, a lame soldier, to have 20s. 4d., and to be no more chargeable for that he was not prest but did voluntarilie goe to serve, and the same to be paid &c. And it is his owne offer to be no more troublesome &c and hath given into this Court a warrant and a letter from Sir Will. Wayd * directed unto his Maties Justices, as it semeth, for some pension &c.

* See above, pp. 89, 103; 64, &c, where also letters from Sir Will. Waade are specified.

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James Iveson, a verie poore man, be provided for by two Justices next unto Thornton in Pickering-lith as they in their wysdomes shall thinke fitt.

A warrant be made to attach Tho. Jerome of Old Malton and bring him before some Justice in Rydall to be bound &c to answere suche matters as Rob. Brigges Esq shall object against him, and in the meantime &c.

YORKE CASTLE.—Whereas His Maties Justices of Assizes have directed their letters to this Court touching contributions to be made by the N. R. towards some repairs to be done at the Castle of Yorke: and for that it restes doubtfull to this Court whether the Kinges Matie, the Country, or the farmers ought to repaire the same, and in regard the same is not verie needfull * to be presently done—the same is now by this Court respected untill the next Assizes to thend it maie in the meane tyme be better enquired of, and then certified to the Justices of Assize by whom the said repaire ought to be effected and done.

Tho. Teasdale by reason of his great losses by fier . . . to have £3 out of the Hospitalls' money &c.

John Jackson of Thirske, by reason of his great poverty not to be charged with assessment for the poor &c.

Anne Russell, being a poore woman with no resource to be conveyed to Huton many Geese † where she hath remeyned nearly 20 years, and a warrant to the Overseers &c to be made. [Side-note: Sir Tho. Dawney hath promised to see her placed and provided for.]

HIGH CONSTABLES FYNED.

Geo. Chambers and Will. Hodge, High Constables of Birdforth, for that they have not made any presentment &c, neither can make any accompt of any Petty Constable's presentment unto them . . . . , to be fyned 20s. each: and the same as regards Steph. Milnes and Rich. Sneton; Tho. Ward and Geo. Robinson; Adam Thomlinson and Henry Turner; Rob. Collin and Rob. Shaw; Will. Raper and Rich. Best.‡

William Raper, for that he departed the court and made no present-

* See note, p. 52, supra.

† A name by which Hutton Sessay is known, quite recently, if not still.

‡ Milnes and Sneton appear to have been High Constables for Whitby Strand, Ward and Robinson for Gilling East, Thomlinson and Turner for Hang West, Collin and Shaw for Gilling West, and Raper and Best for Ha likeld. At the same time Geo. Chambers and Will. Hodge served for Birdforth, Tho. Clark and Henry Cowpland for Ryedale, Will. Bayte and Mark Lyell for Langbargh, Gawin Pollard and Will. Nesse for Pickering-lith, Marm. Rawson and Oswald Taylor for Allertonshire, Dodsworth and Jackson for Hang East, Rich. Spofforth and Tho. Wayt for Bulmer.

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ment, be fined 10s., and for misdemeanours by him done, disallowed for exercising the office of High Constable. [Side-note: Vide 2 presentmentes f. 105 (supra p. 114) p'cat' * per ordinem postea sequen' fol. 118.]

Will. Bell, now Coroner for Richmondshire, supplie the place of High Constable instead of Will. Raper aforesaid: [since duly sworne for the due performance &c extra Curiam coram . . . ., as it may appeare by Sir Steph. Procter his letter dated 9 April 1608.]

HIGH CONSTABLES.

All and every the High Constables within the N. R. shall keepe precizely the orders presented unto them in calling the Churchwardens and Petty Constables at convenient tymes before them betwene every Quarter Sessions, and give them severall copies of the said orders or articles for 8d. a copie, and to take their presentmentes to every the severall articles upon their othes, if they be not formerly sworne. * And if any difficulty happen in any of their presentmentes to let it be sensured by the Justices at the next Sessions.* And if there be defalt of presentment in any of the offices abovesaid according to the said Articles in every respect then the same defalters to be presented * by the High Constables at every Generall Quarter Sessions,* † and the Head Constables for every devition (division) to enter in a fair booke all such presentmentes as they shall so receyve of the Petty Constables from tyme to tyme, and shall attend some of the Justices of the devition with the said booke of presentmentes and of defaltes of Petty Constables and Churchwardens and Overseers of the poore, one moneth before every Sessions, to thend that such Justices upon consideration thereof may give order to enioyne such of the offendours to appeare at the then next Sessions as they shall thinke fitt to be ordered, as to justice shall appertaine. And it is ordered that every of the said officers and ministers shall carefully behave themselves therein for the good example of the Commonwelth, and freeing the good subiectes from oppression, and reforming common disorders at their and every of their perills.

Whereas divers yssues have been estreeted &c [a precisely similar entry to the previous one touching the Inhab^ts^. of Great Langton, the place here concerned being South Holme and the levy made on the goods of Rich. Warde, a poore man, the sum charged being "xxiiiis. vid. for issues, ffees and charges," and a like Order made].

* The reading here is difficult and uncertain, partly because the writing is not so clear as usual.

† The writing from * to *, in either case, is all underlined.

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Geo. Johnson be bound to the good behaviour and to appeare at the next Sessions then and there to make publique submission in plena Sessione touchinge sundrie misdemeanours and contemptes committed by him, in not executing a warrant of Mittimus for the carrying of one Tho. Jerome of Old Malton to the common gaole, for abuses offered by the said Jerome towardes Sir John Gibson and Rob. Brigges Esq. two of his Maties Commissioners for the subsidie for the N. R.: which said Jerome the said Johnson did suffer to go at large, not carrying him to the Castle of York according to the said Mittimus given under the handes and seales of Sir John Gibson, Rob. Brigges Esq. and Tho. Norcliff Esq, three of his Maties &c.

[109.] MALSTERS, &c.

Forasmuch as the Court is enformed of great abuses in Malsters, Badgers, Ingrossers and Forestallers of corne and graine whereby the same groweth deare * and is likely to growe to more excessive prices if some speedie course &c . . . . Warrantes be made to all Head Constables in the N. R. to take, by the helpe of the Petty Constables, and other information, true and perfect notes of the names, surnames and dwelling places of all the said Malsters, Badgers &c within their severall divisions, and to certifie in writing what quantity they deale with, and whether they sell it in markettes or hoord it up in chambers, before the charge be given to the Justices or Clerk of Peace at the next Quarter Sessions to thentent such further order may be taken therein as the Court shall thinke fitt in that behalf.

Forasmuch as this Court is informed of much abuse and disorder in idle wandering persons and beggers that passe in and through the country, contrarie to the Statute . . . . a Warrant to the Head Constables that they do from henceforth cause a daie watch sett and kept in every towne within their severall divisions to thend such idle persons may receyve condigne punishment according &c.

The next Quarter Sessions to be holden at Helmesley 12 July, and at Richmond 15 July.

* See above, p. 106, note, where, in an extract from the preamble to the Statute of 25 Henry VIII. c. 13, reference is made to the growing dearness of provisions, &c., and the same attributed in great part to the increasing prevalence of sheep-farming. Here another cause also is alleged. In both cases these are "signs of the times." A plentiful crop of informations results from the present Order.

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HELMESLEY,

[110.] Quarter Sessions at, 12 July 1608. Before Henry Bellassis, John Gibson, Rich. Cholmeley, Rich. Vaughan and Henry Jenkins, Knts., and Will. Mauliverer, Rob. Hungate, Henry Tanckard, Chas. Layton, Rich. Darley, and Tho. Norcliff, Esquires.

Rich. Spofforth, Gent^n., Under-sheriff to Sir Will. Bamburgh, High Sheriff, attended.

FIRST PANNELL.

James Grene, Landmouth, Gent^n.	Tho. Barber, Farlington, Yom^n.
Lancelot Johnson, Boltby, Yom^n.	Rog. Reveley, ,, ,,
Tho. Hornby, Bagby, ,,	Ralph Robson, Slingesby, ,,
Will. Egglesford, Farmanby, Gent^n.	Peter Hopperton, Hovingham ,,
John Parke, Pickering, Yom^n.	Rob. Dobson, Frear Hill, ,,
Will. Marshall, ,, ,,	Phil. Craven, ,, ,,
Rich. Wetherell, ,, ,,	Tho. Hicke, Kirkby Moreside, Yom^n.
Tho. Brice, Farlington, ,,	

WHO PRESENT—

Geo. Nicholson and Will^l. Nicholson, both late of Moreton, laborers, for stealing two mares at North Cave, worth 40s. each, belonging to some person or persons unknown.* [110^b.] And also Tho. Belwood, of Moreton, yom^n. John Harrison of Daletowne, yoman, ... for that when the said Geo. and Will. Nicholson were in custody of Thos. Harker, Constable of Daletown, on the above charge under a warrant of Henry Tanckard Esq J.P. to be brought before Sir Henry Bellasis Knt J.P. and they, with John Browne and Rob . . . , were required to assist in his safe conduct, they in reality, with Harker's negligent connivance, suffered the prisoners to escape.

John Skaling late of Conistropp for entering a certain close belonging to Tho. Hesle, Gent^n., called Cottle Botham, and cut down an ash growing there and stole a cock of hay, value 20d., lying there, of the goods &c.

[111.] John Foxe of Hovingham for bringing corne to Thirske, a

* The questions, Who was the prosecutor? and How was it known the horses were stolen? naturally suggest themselves in the case of such a minute as this. But when attention is directed to the different cases in which persons are avowedly detained, and strictly dealt with on suspicion only, some sort of an answer is suggested.

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markett-towne on the weeke daie before the markett * and not on the market daie, contrary &c. and also . . . . Armstronge and John Maisterman, both of the same, with Tho. Day of Screwton, for the like.

Roger Lecke of Thirske for that he receyveth corne in the weeke tyme (out of the markett daie) into his chambers: and likewise suffereth the same to be conveyed thence before or of † the market daie, and being warned to the contrarie, said he would contynewe therein: also Will. Hornbie of the same for the like.

John Frank of New Malton, and Alice his wife, for forestalling the markett of divers paniers of fishe, buying the same of the fishermen of Runswick or Whitbye . . . . before it came into the markett.

Margaret wife of John Mintofte of Nawton for revyling the Constable with evill wordes goeing in a privie search.

John Robinson of Whenby for harboringe of Will. Dobson late servant to Tho. Clark, leaving him without license &c. [Per Tho. Clark et Henry Cowpland: Cap. Const.]

Geo. Hesslupe, millner, of Russwarp, for buying of xii bushells of wheat of Rich. Jackson of Bargate, and re-selling ‡ the same to him makinge viiis. gaine of it. [Per Steph. Myllnes et Ric. Sneaton, Cap. Const.]

[111b.] Rob. Richardson of Sawdon, carpenter, for useinge that trade, having been but two yeares apprentize, &c.

Rob. Tyson of Seamer for buyinge foure quarters of barley about Candlemas last of a stranger who was carrying the same to the Kinges markett, and also Will. Langtofte, of the same, for buying two qrs. of barley when he was goeing to Skarbroughe Markett, &c.

Fr. Storry of Gristropp, carpenter, for retayninge one John Milborne and John Palmer as apprentices without indenture, &c.

* This and the following cases vary from those previously noticed in that it is the sellers who are presented, not the buyers. The Statute 5 & 6 Edw. VI. c. 14, gives very precise definitions as to who and what forestallers, regrators and ingrossers are, and as the offence of the forestaller, consisting in buying or bargaining to buy goods of particular descriptions before they are brought to market, or otherwise than in open market, involves the person of whom he buys in a contravention of the same statute, the latter becomes liable also. And hence these present proceedings, hinging no doubt on the stringent Order made at the last Sessions, and noted in its place.

† A mode of expression that is by no means obsolete yet in many districts of the Kingdom.

‡ Whosoever bought or got into his possession, in any fair or markett, any corn, wine, fish, butter, cheese, candles, tallow, sheep, lambs, calves, swine, pigs, geese, capons, hens, chickens, pigeons, conies, or any dead victual whatsoever, and sold the same again in the same fair or markett, or in any fair or markett within four miles of the same, was a regrator, and liable to imprisonment for two months, and forfeiture of the goods so bought and sold.—5 & 6 Edw. VI. c. 14.

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Will. Bridkirke of Ayslebye for lodging thre vagrant persons, contra &c.

Rob. Hardinge one of the Constables of Pickeringe for refusing to appear at the Statute Sessions, having lawfull warning from the Bayliff or his deputie. [Per Gawin Pollarde et Will. Nesse: Cap. Const.]

Leon. Chapman, Constable of Kirkleventon, doth present John Richardson of the same for giving wages above the Statute to Henry Place his servant; also Geo. Hutchason of the same for using the trade of a weaver, not having served seaven yeares &c.

Chr. Carter of Great Ayton, blacksmith, for having and using a weight called vi pound weight, two ounces short as tried by the Clark of the Markett &c.

[112.] Jeffrey Milborne, Constable of Kyrkleatham, presenteth Raphe Rockby of Marske, Esq., in the Constablery of Kirkleatham for converting and laying down of 60 acres of arrable land into pasture,* "viz. in a close called Wycar close xx acres or thereaboutes, in Milflat close about xx acres, and in the Uperston and West Yates about xx acres," contrary &c.

Will. Marwood of Busby, Gent^{n}., for decaying of xxx acres of arrable land or thereaboutes, and converting of xxx^{tle} acres of arrable land or thereaboutes, the same from tillage unto pasture or meadowe, and tilled nothing in the same parish in lue thereof contrary &c; which said acres is lying in the fieldes of Carleton called the Sike Close. [Super sacram^{m} Joh. Fishwick, Const. de Carlton.]

Fr. Hall of Worsall, thelder, for that he hath converted or layd to pasture all the tyllage † belonging to twoe oxganges of land at Worsall; Rob. Metcalf of the same for the like decaye of tillage belonging to five oxganges and [not] plowing any such quantitie or qualitie in lieu thereof &c.

RECUSANT.

Margerie wieff of Chr. Whit of Egton, walker,‡ for reviling &c Tho. Whit, constable, in the execution &c; Gregory Wardell, John Whitfeilde, Edw. Simpson, Agnes Pearson, widow, Alice Consett, all of Egton, Recusants, for brueing without license; Alexander Welfoot of Crathorne, and Alice his wife; [112^{b}.] Peter Brasse, yoman, Rob. Brasse, Will. Bartram, Leon. Hutcheson and Isabell his supposed wieff,

* See above, p. 106, note.

† Arable land; the portions of a farm actually under the plough or in stated course of tillage. A common expression in North Yorkshire and elsewhere.

‡ "WALKER. A fuller: WALK-MILL: a fulling mill. *North.*" [Halliwell] "Item, pro iii bands [hinges] ad *walk mylne* (apud Haknes)" [*Whitby Chartulary*, ii. 617].

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Chr. Wilkinson, Lancelot Gibbon, Margaret wieff of Bartholomew George, and Rob. Heryson, all of Stokesley, Recusants; John Palliser of Worsall, yom^{n}, and Phillis his wieff; John Tipladie, husbandman, and Jane Trewhitt, widowe, both of Leverton; Will. Simpson, shomaker, of Loftus, and Elizabeth his wieff; Rich. Hart, fisher, Roland Pattison, miller, Will. Heryson, fisher, and Elizabeth his wieff, Nich. Gibson, fisher, and Elizabeth his wieff, Will. Deanes, fisher, all of Skiningrave; [113.] Isabell Gisborne al^{s}. Tailer, widdowe, Dorothy wief of Will. Burton thelder, both of Staythes; Katherin Radcliff,* Dorothee Hadden, Henry Ridley, Frances Salven,* Mary Willy, Tho. Readman and Isabell his wieff, John Ray and Jaine his wieff, Chr. Thorpe and Anne his wieff, Geo. Wardell and Elizabath his wieff, John Hodge and Joan his wieff, Barnarde Atkinson and Grace his wieff, ... Story, widowe, Dorothy Menfeild al^{s}. Ashitt, all of Ugthorpe; Raphe Rockby, Esq., and Johan his wieff, of Marske; Edmund Marshall and John Futhrop of Lyeth, all RECUSANTS.—[Per Will. Bayte et Mark Lyell, Cap. Const.]

SECOND PANNELL.

Rob. Coltus, Upledam,	Yom^{n}.	Peter Waynman, Loftus,	Yom^{n}.
Geo. Garnett, Skewsby,	„	Tho. Pinder, Lez Rigge,	„
Mich. Trattle, Rosedale,	„	John Fletcher, Westerdale,	„
Rich. Barker, Budelam,	„	John Dale, „	„
Anth. Cowper, Sand Huton,	„	Rob. Fawdington, Awdwark,	Yom^{n}.
Rich. Corney, Upledam,	„	James Smith, Sowerby,	Yom^{n}.
Will. Ducke, Loftus,	„		

WHO PRESENT—

Rich. Crosby and Lancelot Crosbye of Flawith, and Chr. Johnson of Raskall, husbandmen, wheat being sown in the closes of John Hudson and Will. Ferryman at Flawith, with wilful damage in the same to the value of £20 by means of rabbits, the said Richard, Lancelot, and Christopher not having any warren of rabbits there, &c.

A certain part of the common road or way in a place called Rudforth Wath Close, being the land of Sir Henry Frankland, near to Rudforth Warth [*sic*] in Awdwark, as being in great decay &c.

Margaret Danby of Kirkby Knowle for making a drinking on the Saboath daie. [Per Will. Hodge, Cap. Const.]

* Both persons of considerable families: the Radcliffes of Mulgrave, Katherine being a grand-daughter of Roger Radcliffe, who succeeded to Mulgrave in right of his first wife. The Salvains were lords of Newbiggin, &c.

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[114.] ORDERS made &c.

ORDERED THAT a Warr^{t}. be made to apprehend Tho. Bonvell of Osmotherley, weaver, to bring him &c to be bound to appear at next Sessions to answer &c touching the begitting &c on Elizabeth Casse, and likewise to mainteyne the child; and as to the said Elizabeth Casse, whereas there was controversies depending between John Marwood, his wife and children and the said Elizth for matters of suerty [of] peace: and the said Elizth hath freely submitted herself unto Mr. Rookby, lord of the ferme where she dwelleth, and withall doth promisse presently to depart from her said tenement—she being discharged of paying any rent for the tyme past and to have the price of twoe quarters of otes, which she did sowe upon the ten^{t}., at the judgement of Will. Hewthwait and John Tirry: And the said Elizabeth Casse to be discharged of her good behaviour.

Forasmuch as Martyn Walker a lame Souldier, a pensioner, is now lately deceased and hath left his wife verie poore and not having to relieve herself . . . . Will. Tennant of Sheriff Hutton shall receive on her behalf the said Martyn Walker's half yeares pension, being xxs., if it be unpaid, the one half of Mr. Barton the last Thres^{r}. and the other half of Mr. Holtby now Thres^{r}.

Rob. Hacknes of Whitwell have allowed him £3 6s. 8d. on account of his losses by fyer &c.

John Morland of Thornbarghe, upon his petition, shall be, with his wife and children, provided for by the Overseers for the poore and Churchwardens of Thornbarghe, unless they can show cause &c.

That a letter be written to Mr. Carrington to give leave to the Overseers and Churchwardens of Lastingham to build a house on the comon there for Emot Bell and Johanna (or Jane) Bell.

A Warrant be made to apprehend Will. Wilkin of Thirske who hath forfeited his recogn^{ces} and to bring him &c.

[114^{b}.] Whereas Rob. Buckock of New Malton hath used blasphemous speeches and for incouraging his sonne to abuse his maister, Will. Nesse of New Malton . . . . he be fined 13s. 4d. to be paid presently, or els to be committed &c.

Whereas Whitby Bridge is in great ruin and decay and the money already granted is inadequate to the necessary repairs . . . . Sir Fr. Boynton, Sir Rich. Etherington, Knts., Will. Mauliverer, John Constable, Rob. Brigges and Tho. Davile, Esquires, or any four or three of them, take account of the past expenses and the work yet to be done, and also "who ought truely to beare the charge thereof: and to certifie their doinges therein, wherein the Court doth earnestly require their care and paines."

In the absence of Geo. Holtby, Thres^{r}. for lame Souldiors, the

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Highe Constables pay the pensions due to the various claimants, receive acquittances from them and deliver the same to the Thres^r. as part of their money payable to him &c.

A warrant be made to attach Henry Dobson of Faceby and bring him &c to appear at the next Sessions to answer all such matters as John Marwood will exhibit against him for slanderous speaches, viz: that John Marwood did harbor a Seminary in his house for three or four days and did fetch in Recusants to him, these words being verified upon othe of Rob. Sympson of the Staythes.*

The consideration for repaire of Borrowbridge be referred until the next assizes.

The Overseers and Churchwardens of Thirkleby shall provyde habitation and other relieff for Margaret Prestman and Eliz^th. Metcalf two poore widowes within their parish &c.

[115.] Forasmuch as the Court is informed by the severall othes of Chr. Prowde and Rich. Allan that Will. Fairfax of Lodgfeild, gent^n., hath used very opprobrious speaches against Sir Rich. Vaughan, affirming that he was a beggerly Knight, and also that he did at sondry tymes beat the milner and the corne-carrier,† servantes to the said Sir Richard affirminge that he would give as much to their maister if he were there, &c. . . . . a warrant be made to bring him before Henry Tanckard and Tho. Norcliff Esquires, or thone of them, to be bound &c.

John Pinder of Habton be attached and brought before &c to be bound to appeare &c.

The Court desireth Sir Fr. Bointon to send to the next Sessions some examination or certificate to prove John Scarth of Hinderwell to be the reputed father of a child unlawfully begotten of one Hester Sowerey late his father's servant, for that the same John was by him taken bound to appeare this Midsomer Sessions, and nobody was there to object anything against him.

John Simpson of Staythes, cordener,‡ being heretofore presented for Recusancy, did submissively and willingly, upon tender thereof made by the Court, take the Oath of Supremacie.

The next Sessions to be holden at Malton, 4th Octr. next.

* It is quite uncertain whether this is the name of the fishing village on the coast of North Yorkshire in Hinderwell and Easington parishes, or if it be a mere local name applied to some special house or residence.

† The term used in the Cleveland district to describe the bearer of this office is CADGER, which, in the *Cleveland Glossary*, is defined "a person employed by a miller to collect the bags of corn set ready for grinding by the farmers, and convey them to the mill." He is as necessary an adjunct to the mill, as the mill-wheel or the hopper.

‡ Cordwainer: a shoemaker. "CORDWANER. *Alutarius.*—CORDWANE. Ledyr." —*Pr. Pm.* In registering a marriage, the bridegroom, a shoemaker, has more than once within the last thirty years described himself to me as a *Cordwainer.*

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RICHMONDE,

[116.] Quarter Sessions at, 15 July, 1608. Before Tho. Lascells, Rich. Musgrave, Tho. Metcalf, Conyers Darcy, Tim. Whittingham, Tim. Hutton, Knts., Tho. Davill and Adam Midleham, Esquires.

Richard Spofforth, Gent^{n}., Deputy Sheriff for Sir Will. Bamburgh.

PANNELL.

Henry Coniers, Holtby, Gent^{n}.	Tho. Pybus, Brompton, Yom^{n}.
Tho. Burgh, Hawxwell, ,,	Tho. Rudd, East Appleton, ,,
Chr. Maxwell, Newton Morrell, Gent^{n}.	John Horner, Carleton, ,,
Geo. Danby, Barton, Gent^{n}.	Chr. Mitchell, Newton, ,,
Will. Rymer, Morton, Yom^{n}.	Steph. Metcalf, Chantree, ,,
Will. Cootes, Whashton, ,,	Chr. Wilkinson, Barton, ,,
Will. Firbanck, Melsonby, ,,	Rob. Becke, Mellmerby, ,,
Arthur Lynskell, Cawdwell, ,,	Jas. Lightfote, Rydmer, ,,
	Tho. Lee, Fencotte, ,,

WHO PRESENT—

Rich. Bell late of Great Langton, laborer, for stealing hay, value 10d., from a close of Ralph Chaiter's there, called Kirkfeild. [Side-note: (in one hand) ordered ii ictibus to be whipped: (in another hand) the Jury were discharged and therefore he could not be tryed this Sessions.]

Richard Furby for perjury: one Anth. Smith alias Bartholomew undertakes as bondsman for Edw. Avillance to pay to a certain Etherington £3, the price of a mare; Smith then induces one Will. Merryman to sue John Buckle for 30s., parcel—as he alleged—of the said £3, which he affirmed the said John Buckle undertook to pay "and that in process of the aforesaid suit in the Manor Court of Leeming, Firbank swore that the said Buckle was indebted in the said 30s., parcel &c.

[116^{b}.] Roger Terry of Wensley, as a common barrator and disturber of the peace, a slanderer, reviler, fighter &c &c.

Chr. Mawgham of Richmond, yom^{n}., John Norman, glover, and Rich. Coward, cordyner, of the same, for an assault on one Tho. Powley at Hipswell, &c.

Henry Stubbes of Wath, Clerk, and Christopher his son, for an assault at Wath on one Tho. Jackson, and for contempt of the mandate

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of Will. Bell and Rich. Best, High Constables of Hallikeld, who interposed "durante affraia;" and further, the said Christopher for an assault on the said Will. Bell, Coroner, and acting High Constable (see above, p. 118] for Hallikeld, in the discharge of his duty &c.

[117.] Tho. Banckes of Sand Huton, brewester, for taking excesse [*sic*] prices for ale: viz. 2d. a quart and so 8d. a gallon, contrarie &c; and also for a comon drunkard.

Henry Rowth of Scruton for making an affray upon Chr. Howe.

John Browne of East Witton for mainteyning one cottage in Burrell contrarie &c.

Will. Jackson of Crakall, yom^{n}., for giving greater wages to his servantes then are proclamed, to the prejudice of others &c. [Per Joh. Dodsworth et Tho. Jackson: Cap. Const.]

Henry Loftus and Will. Horner of East Witton for making an affray and drawing bloud of John Pratt of the same twone (towne).

Rob. Wetherall, Constable of Hunton, for not appearing at the Statute Sessions &c.

John Butterfield of Laborne, for engrossing of corn &c.

Ralf Robinson of Midleham, Charles Lobley and Rob. Cootes of the same, for disorders in their houses &c.

Henry Fowthrope and Will. Thwate of Askrigg, for playing at unlawfull games.

James Guye, Churchwarden of the same, for not paying the lame Souldiours money. [Per Henr. Turner et Adam Thomlinson: Cap. Const.]

Fr. Meburne and Rich. Thornton of Northallerton, for harboring rogues and vagabonds &c.

Anth. Simpson and Tho. Mathew of the same, for receyving and enterteyning mens' servantes and suffering them to use drinking in their houses at unlawfull tymes.

[117^{b}.] Will. Brockhurst of Dighton and John Trotter of Northaluerton, for that they are drunckards and disordered persons in the alehouse.

Fr. Burne of Holme, and Henry Gayle of Huton Bonvyle, for brewing &c.

The Churchwardens of Birkby, June 1608, for not paying the lame souldiors money.

Tho. Hildreth of Thimbleby, and Rog. Vitty of Romanbie for brewing &c.

The inhabitants of Croft for neglecting the day watch.

John Heath of Danby super Wiske for a comon drunckard, and also for railing on the Constable and the watch men in the night, and assaulting John Braunton being a watchman.

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The Overseers for the poore of Middleton Tyas and Moulton, 1608, and those of Bolton upon Swale, for not meeting monethly and provyding for the poore &c.

[An entry deleted as being "no record."]

ORDERS made &c.

ORDERED THAT Rob. Windspear of Erryholme, being the reputed father of a child by Jane Harrison of Nesham, shall mainteyn the same and discharge the parishe thereof where it was borne.

[118.] Whereas some question hath bene made touching the maintenaunce of a base child by one Geo. Threapland of Elizabeth Cargill of Exelby, and Chr. Threapland out of affection for the same Geo. has undertaken the maintenance of the said child at the good pleasure of the Court . . . . the said Christopher shall pay £5 to the Overseers of Burneston for the maintenance &c. Nevertheles the Court doth give sparing * for payment untill the event of one suit now depending betwene the said Threapland and Dorothie Sadler and An Martin be had and determined, whereby the said Threapland is in hope to recover certen goodes.

Whereas Will. Raper, High Constable of Hallikeld, was at Easter Sessions last for negligence &c disallowed (see above, p. 118) &c and Will. Bell, one of the Coroners, &c . . . . on reconsideration of the case . . . . he be restored againe to his said office &c.

Brian Smithson thelder and Brian Smythson the younger of Cowton Graunge, being obstinate † RECUSANTES and by the law confyned within 5 miles of their said dwellinges, and on the sworne information of James Hawkesworth, vicar of Middleton Tyas, it appears that the said Smythsons have insolently behaved themselves, and that thelder Bryan hath travelled long journeyes from the place where he was so confyned . . . . a Warrant be made to apprehend and bring both the said Smithsons before &c to be bound &c to appeare at the next Quarter Sessions to be holden within Richmondshire to take the oath of Supremacy and in the meane tyme &c.

The Churchwardens and Overseers of Spenithorne do provide dwelling and maintenance for Ellen Maynard, an old poore widowe, &c.

[118b.] Alex. Stockdell of Burtersett, being the reputed father of a base child by Elizth. Walker, shall pay to her 10d. a week for a year towards &c and that the said Elizabeth shall discharge the parish &c and Alexander to appear at the Midsomer Sessions holden for this Division in 1609 &c.

* Respite An unusual application of the word.

† By the Statute 35 Eliz. c. 2, convicted Recusants were to "repaire to their own houses and not remove above five miles."

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Jane Claxton having charged Tho. Kay with being the father of her base child, and the said Tho. having been bound by recogn^{ces} to appeare at this Sessions, and after being called departed without license &c, therefore a warrant be made to bring him &c.

Will. Nichols of Gilling having in open Court sworn the peace against Chr. Graison of the same, a warrant to attach the said Graison &c.

Leon. Simpson of Middleton Tyas, the reputed father of a bastard by Dorothie Cornforth, shall mainteine the same and discharge the parish &c.

Forasmuch as Adam Midleham Esq., in open Court informed that diverse honest wives, who were at the travell and delivery of one Elizth Massye, stated * that she charged one Tristram Newsted of Wath, lab^{r}., to be the father of her child . . . . the said Tristram shall pay 4d. weekly to the said Elizabeth until &c, and to appear at next Sessions &c.

[119.] Fr. Loftus being bound to kepe the peace against Rich. Smith of Arnagill, and to appear at this Sessions and making defalt . . . . a warrant to apprehend him &c.

Depedale Bridge and Barnard Castle Bridge being ruinous and in great decaie, and certificate being made by Sir Tho. Rookby, Will. Wycliff and John Wycliff, Esquires, that £30 at least will but serve to repaire them . . . . £30 be proportioned, estreeted and levied forthwith &c.

[Mathew Coppthwait, Clerke, Ambrose Barnes, Gent^{n}., Tho. Allyn, yom^{n}., overseers for theis bridges and Collectors.]

The pension of £3. 6. 8 allowed to John Ingram, a lame souldior, shall be confirmed and yearlie paid to him &c.

Receyptes of Lame Souldiours money in Court in the absence of the Thres^{r}. The High Constables of Hang East, 22s. 8.; Hang West, 27s. 10d.; Gilling West, 29s. 11d.; Gilling East, 10s. 4d.; Hallykeld, 10s. 4d.; in all £5 and 13d.

Disbursements of the former receyptes as followeth. Paid to lame Souldiors:—Myles Brown, for one year, 6s. 8d.; John Arrondell, 30s.; Ralf Wilkinson, 13s. 4d.; Lancelot Thompson 26s. 8d., in all £4 and 20d.

Remeyneth 19s. 5d. which is sent by Steph. Atkinson bailiff of Hang West to be delivered from this Court to Tho. Atkinson, gent^{n}. Thres^{r} for lame Sould^{rs} for this yeare 1608.

Tho. Aromgill of Pickhall allowed 40s. for his relieffe by the Court towards his losses by fyer &c.

The next Sessions at Richmond 11 Octr. next.

* A case of "summary justice" on what appears to be, according to modern views, very insufficient evidence, not to say no real evidence at all.

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[120.] MALTON,

Quarter Sessions at, 4th and 5th Oct^{r}., 1608. Before Will. Eure, Henry Bellasys, Rich. Cholmeley, John Gibson, Senr., Rich. Vaughan, Henry Jenkins, Henry Franckland, John Gibson, Junr., Rich. Etherington, Knts., Rob. Brigges, Rob. Hungate, Tho. Davile, Tho. Norcliff, Rich. Darley and Rog. Thorpe, Esquires.

Rich. Spofforth Under-sheriff for Sir Will. Bamburgh.

PANNELL.

John Heslerton, New Malton, Gent^{n}.
Rog. Ringrose, Aymonderby, Yom^{n}.
Will. Faceby, Huby, Yom^{n}.
Rob. Berryman, Wilton, ,,
Tho. Beswick, Huton Bushell, Yom^{n}.
Rob. Dobson, Frear Hill, Yom^{n}.
James Hemsley, East Runckton, Yom^{n}.
Rob. Hudson, Gisbrough, Yom^{n}.
John Foxe, Hovingham, Yom^{n}.
Rich. Best, Huton super Darwent, Yom^{n}.
Tho. Faceby, Huby, Yom^{n}.
John Storre, Huton Bushell, Yom^{n}.
Tho. Storre, Huton Bushell, Yom^{n}.
Phil. Craven, Frear Hill, Yom^{n}.
Michaell Jackson, Ayrsom, ,,
Fr. Welbery, Kirkledom, ,,
Rob. Harrison, Cotam, ,,

WHO PRESENT—

Anth. Pibus of Thirske, tanner, for hiring &c Margaret Sewghell, from May 3 to Martinmas, engaging to give her 13s. wages, for paying her no more than 8s. &c.

The King's way over the water of Tayme in Tunstall Layne leading from Newby to Whitby as being in very bad repair &c and ought to be repaired by Great Aiton.

John Gainforth and Tho. Briddalls of the Constablery of Wickham and Ruston for running awaie from their masters, and Tho. Berriman of Huton Bushell and Ja^{s}. Spark of Pickering, for the like.

Rich. Stockton, Tho. Richardson, Tho. Ripley, Rob. Skailes, Rob. Ringrose, John Englande and John Haldore, all of Pickering, for using unlawfull games. [Per Gawin. Pollard et Will. Nesse, Cap. Const.]

Isabell wieff of Nich. Butler of Thornabie for reskewing Rob.

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Gower, Constable there, in taking a distresse for lame souldiers and bridges.

Tho. Stoppe of Gisborough, butcher, for keeping an alehouse and suffering unlawfull games &c. [Per Will. Baytes et Marke Lyell: Cap. Const.]

John Belwood of Boultby, thelder, for brewing &c.

Tho. Gamell of Balke for beating of 5 lynnen webbes contrary &c price £4; Geo. Horner of Wasse, for the like number and price; Rich. Trewman of Abbot-closes, for the like, 4 webbes, price £3 10; [121.] Geo. Anderson of Thirkleby, for the like, 4 webbes, price £3 10.

The Churchwardens of Kilborne for not paying the lame Souldiers money, 3s. 4d. [Per Chambers: Cap. Const.]

RECUSANTES.

Will. Keld and Jane his wief, James Crosby and Dorothie his wief, Margaret Ducke, John Harlande, Elizth wief of Rob. Newton, Jane wief of Raphe Skinner, Cicilia Skinner, Jane wief of Rob. Lythe, Ellis wief of Will. Workfolke, Mary Monkton wief of Robert, Tho. Wilson and Elizabeth his wief, all of Gotland in Pickering-lith, for Recusancy. [Per Gawin. Pollard et Will. Nesse, Cap. Const.]

Elizth wief of Geo. Holtby, gent^{n}, Phillis Weldon, widowe, Cuthbert Tailer, Rich. Lee, Katherin wief of Guy Geldart, Katherin wief of Rob. Davison, Anne wief of Gilbert Almaine, John Frankland and Cicily his wife, Marg^{t}. Peckett, Phillis wief of Bennett Crathorne, Katherin wief of Rob. Hardwick, Prudence wief of Henry Skelton, Tho. Hicke, maltster, Jane Edward, Alice wife of Tho. Greene, Marg^{t}. wife of Tho. Bonwell, Isabell wife of Geo. P[h]illiskirke, Elizth. wife of Will. Drewe, Katherine Theaker, spinster, Mary wife of Geo. Spenceley, Edw. Skaling and Anne his wife, Jane Clarkson, widow, all of Hovingham parish; Will. Turner and Elizth. his wife (for two yeares past) of Lastingham; all for Recusancy.

Rob. Boyes of Staingrave for suffering diverse servauntes of the Inhabitants there to plaie at cardes in his house in the tyme of Divine Service; and Rich. Walker, Will. Daile, Barth. Parker, Martin Tailer, James Preistman and Rob. Swaine, yonger, for playing cardes there.

[122.] Rog. Thompson Constable of Nawton and Bewdlam, for not appearing at the Statute Sess^{ns}. at Helmesley &c. [Per Tho. Clark et Henr. Cowpland, Cap. Const.]

ORDERS made &c.

ORDERED THAT whereas a certificate is made by Tho. Davile Esq. in court that the waies at Keldhome, formerly presented, are suffi-

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ciently repaired, the Inhabitants to be discharged, and as the fees &c due have been paid by Roger Marshall of Keldholme—the Inhabitants, fermours and occupiers there shall pay their ratable and proportionable partes to him, and such as shall refuse to be brought &c.

Forasmuch as the Court is informed of the outragious misdemeanours etc. of James Harwood of Danby, who goes armed and weaponed with a lance-staff plated with iron, pistolls, and other offensive weapons, to the great terrour . . . . a warrant be made to attach the said Harwood and bring him &c to be bound &c. [Side-note: direct the warr^t. to the Bailiff of Langbargh and to the Constable of Danby.]

Whereas there hath bene some controversie touching certaine laies * and sessmentes latelie imposed upon the Inhab^ts. of Ampleford . . . . wherein they appeale to this Court. . . . Sir Tho. Dawney, Tho. Davile and Rog. Thorpe, Esquires, would be pleased to take the paines betwixt this and Christmas to sett downe some certen order therein &c.

Forasmuch as Will. Chapman of South Kilvington, having latelie abused the King's Maties watch, hath now submitted himself . . . . he be fined 13s. 4d.

[223^b.] Jane wieff of Raphe Passman of Faceby having been bound to appear at a former Sessions and made defalt, and her husband having had her recogn^ces estreeted, and it having been shown that she was pregnant at the time and delivered within 14 daies after, so that she was unable to travel and appear, letters be written to His Maties Barons of Exchequour for quallifying or adnihillating of the said recogn^ce. [Side-note: lettres are written and subscribed accordingly.]

Fr. Booth of Egton, having beaten the Constable of Whitby, and been bound thereupon &c, being now in Court, be fyned 5s., and to sitt in the Stockes at Whitby upon some markett daie in full tyme of the markett.

Laur. Otterburne, late of Wood Appleton, being the reputed father of a base child by Marg^t. Chinney, and having left the country, ... the weekly payment of 12d. to be imposed on the said Laurence, and at his returne he to paie all that shall therof growe due, and in the meane tyme that the parishe there shall kepe &c, and that a warr^t dormant be made to attach the said Laurence &c.

Whereas Rich. Coates of Swinton, now Thres^r. for the Hospitalls, delivered as lent to John Heslerton, gent^n., out of the stock of this Rydding, £3 for the present repair of Malton Bridge, and wants the money for the disbursements of his office . . . . the said John Heslerton shall presently repay him &c.

* "LAY. A poor-rate. *Linc.*"—Halliwell. The expression is not uncommon in North Yorkshire still.

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[123.] Forasmuch as John Leathome of Linton upon Owse being convened before the Court for resisting a warr^t. from Walter Bethell Esq for search for petty larcenyes and for using scoffing tearmes in derision of the same saying "Is there any Turky pyes in the Warrant?" and also for insolence to Mr. Bethell when brought before him . . . . he be fyned 20s. to be presently paid, and the further good behav^r. against him is respected quousque &c.

That a letter be written to Mr. Skudamore to require him to make search and signifie whether Whitby Bridge ought to be repaired by the Country or by Whitby Abbey.*

Forasmuch as Rich. Wiggoner of Whitby hath greatly misdemeaned himself against Sir Rich. Cholmeley in uncivill tended † to injustice and partiality, and being taken bounden by him for answering his said abuse and contempt therein at theis Sessions, he then opprobriously said that Sir Richard might as well bind all the men in the towne as him, and that he did it for no other cause but for getting of fees . . . . the said Richard Wiggoner shall . . . . be sett in the stockes at Whitby upon some market daie &c and shall, acknowledging his offence, aske Sir Rich. Cholmeley forgivenes for the same upon his knees, and the Constable and Bailiffe there to see the same duely performed &c. And if the said Wiggoner refuse &c then to be conveyed to the Castle at Yorke there to remayne &c. [Side-note: make up his warrant and send it.]

Forasmuch as Tho. Stowpe and Will. Fletcher of Gisbroughe, being commanded by the Constable there ‡ to whipp a vagrant person or sturdie begger there taken, contemptuouslie refused, and for that Rich. Yonger, John Smith and Rich. Atkinson, of the same, being commaunded in defalt of the other to execute that service, did, in neglect of justice therein, strike their roddes against the postes in the street instead of the rogue to give coulour as though they had cruelly beaten him, whereas afterwardes upon view there appeared no shew of any stroak upon his back or sholders, that such remisnes in officers may be punished . . . . a warrant be made to take them bounde to appeare &c.

[123^b.] Whereas there is sutes for mariage and suretie of peace

* The bridge is seen in the future to be repaired by the county, so that it is to be presumed that the enquiry resulted in nothing tending to bring the Abbey under the charge.

† The sense is incomplete, from the omission of some word or words, which it is not easy to supply satisfactorily.

‡ No suggestion is made that these persons held any office, parochial or other, and the inference necessarily is that they were merely private persons, standing or passing by, called upon by the constables to perform the "executioner's" part in the whipping. It is true the word "officers" is used towards the end of the entry, but the use of it seems to be merely official.

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betwixt Raphe Parker of Flawith and Ellen Easbie of Owthropp, who agree to refer the same now to Sir John Gibson thelder, he thereupon ORDERS that the said Ellen should give to the said Raphe 20s. in full satisfaction &c.

Rob. Willowby of Pickering, lab^r., reputed father of a base child by Katherin Kemp, shall paie to her for two years . . . . 4d. weekly &c, and to enter recogn^ces. to appear at Michaelmas Sessions 1610 &c.

Whereas Geo. Wood of Upsal receyves and harbours certen inmates contrary &c a warrant to be made to attach him and bring him &c; and also a warrant to attach Roger Morland of Thirlby and bring him &c to answer all such things as shall be objected against him on His Maties behalf by the aforesaid Geo. Wood.

Forasmuch as Tho. Smith, a lame souldier, is very clamorous for relieff. his pension having ceased, and continues to apply notwithstanding promises not to be further troublesome, in consideration of his poverty and his importunity . . . . he be allowed 6s. 8d.

Tho. Readman, a lame soldier, shall have 6s. 8d. &c.

All matters of unkindnes for peace and otherwise amongest Rob. Slater, Will. Williamson of Beningbrough and John Leathome of Newton be referred to Sir Henry Franckland and Walter Bethell Esq. to be by them ended &c.

Forasmuch as the Jury now ympannelled departed without license of the Court, and left some service, viz: Will. Sclater's and others Indictments or* presented or inquired of . . . . each of them fined 20s.

Forasmuch as the High Constables, Pickering-lith excepted, have not made sufficient and good presentments . . . . each of them fined 10s.

Forasmuch as the Bailiffes have not made due retorne of their warrants . . . . each of them fined 6s. 8d.; and the Bailiffes of Birdford and Rydall for not giving due attendance . . . . each fined 10s.

Whereas diverse presentments have been made against the Inhab^ts. of Huntington and Earswick touching the bad repair of their highways, and Sir John Gibson the younger hath certified that they have been duly repaired . . . . they be discharged &c.

Whereas John Whittington, late servant to Ralf Hodgson of Thornton in Pickering-lith, was bound over to appear at this Sess^ns and made defalt . . . . yet his recognizances be respected &c and a warrant made directed to the said Raphe, being his surety, to attach and bring him &c.

Nich. Gascoigne late of Beverley, Rog. Bransbie of Whashton, Anth. Burton of Kneton, Geo. Browne late de Castro Ebor., ...

* So written; but probably "neither" should be substituted for "or."

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Jackson late of Craike, for Felony. Vide Indictamenta (super filo) missa ab Assisis per M^rum^ Paylour.

The next Sessions on Wednesday next after the Feast of the Epiphany.

[125.] RICHMOND,

Quarter Sessions held by adjournment at, 11th and 12th October 1608. Before Tho. Lascelles, Conyers Darcy, Tim. Whittingham, Steph. Prockter, Tim. Hutton, Knts., Tho. Davile and Adam Middleham, Esquires.

Richard Spofforth, Deputy Sheriff for Sir Will. Bamburgh.

PANNELL.

Henry Coniers of Holtby, Gent^n^.	Tho. Pybus, Brompton, Yom^n^.
Henry Davile, Kirkby Fletham, Gent^n^.	Chr. Howe, Scruton, „
John Smith, Easby, Gent^n^.	Martin Carter, Awdburghe, „
Tho. Duffeld, Bolton, „	Rich. Miles, North Cowton, „
Geo. Danby, Barton, „	Gawdwin Spence, Carlton, „
Chr. Wilkinson, „ „	Tho. Rudd, Hackforth, „
John Clarke, Newton, Yom^n^.	Will. Rymer, Brompton, „
	Math. Foxton, „ „

WHO PRESENT—

John Close late of Richmond, sadler, for exercising the office of bailiff, without a warrant, as is assumed, at Middleton Tyas, and extorting 10s. as his fee from Leonard Simpson of the same, husbandman, &c.

John Coniers of East Appleton, Gent^n^., for an assault with a walking staffe at the same place on one Rich. Fawcett of Katterick, Clerk, &c.

[125^b^.] Ninian Etherington of Scruton for keeping unlawfull ganing in his house.

William Litster* of Hunton, an ailehouskeeper there, for keeping plaie at cardes in his house &c.

James Preston of North Cowton for [blank] an undersettle, and not having four acres of ground belonging to it.†

* A name that is still quite a common one in many parts of North Yorkshire. It is commonly translated *tinctor* in mediæval documents, and the English forms are *Lystare*, *Lytster*, *Lytaster*, *Littester*, &c. It is derived from O. N. *litr*, colour, hue, whence the Pr. Pm. "lytynge (or littinge) of cloth."

† The omission in the space left blank may be misleading, unless it is borne in

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Barbarie Preston of the same, for a comon scolde.

John Head of Long Cowton for suffering drunkennes in his house, upon the oath of Tho. Waggett that Lancelott Bell and one of Yorke were drunke there.

Valentine Morrell of Thirkleby for betling, beaming and stretchinge * three webbes of lynnen cloth &c; also John Ostler, Sampson Ostler, Will. Kitchinman, all of the same; Will. Bell of Sutton under Whistoncliffe, Rob. Walker and Adam Bosyner, of the same, all for the like. [Per homagium super juramentum Tho. Hutchinson de Screwton.]

Tho. Best of Dighton for keeping an alehouse and brewing without license.

Marm. Fawcett of Borrobie for harboring rogues &c.

Rob. Dunning of Brompton for not keeping the assise of ale &c; also Will. Beastinges, Tho. Hardy, [126.] and Tho. Jackson, of the same, for the like.

John Walker of Holme for abusing the Constable in the execution &c.

. . . . the Constable of Kepwicke and Leake for not appearing at the Statute Sessions &c; Cuthbert Kendrawe, Constable of Thornton, for refusing to make any presentment, and Tho. Garnett, Constable of West Rounckton, for the like. [Per Marm. Rawson et Oswald Taylour, Cap. Const.]

The Overseers of Middleton Tyas, of Bolton, Ellerton and Scorton, and of Crofte, for not meeting monethly &c.

The Constable of East Cowton for not appearing &c and the Constable of Barton for concealing of lewde misdemeanours used in the same towne.

Will. Laydman of Barton, an alehouse-keper, for lodging of one rogue called Johnson. [Per Tho. Warde et Geo. Robinson: Cap. Const.]

Will. Benson of Melmerby for harboring beggers and vagrant persons, whereof one was delivered of a child which is likely to be a charge to the parishe.

Ralph Cowley, Constable of Wath, for not executing his office in whipping of rogues being sent unto him by Rich. Best the highe Constable, but obstinately answered he would not whipp them for he said nothing to them, but bid him whip them that sent them. [Side-note: this is mistaken, ideo exon.]

mind that the term "undersettle" implies a person and not a thing, and consequently that the pronoun *it* must refer to something that should have been supplied in the blank space.

* *Betling* refers to the beating, with *beetle* or *bittle*, as the instrument was named: *beaming* to the affixing of the web to the beam, which was instrumental in the process of stretching.

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[126b.] Chr. Walker of Kirklington, for making a drinking on the Saboath.

Geo. Raper of Sinderby, Will. Whitelock and Jeffrey Rowtles of Baldersby, Rob. Stapleton of Leeming, all for selling ale above the rate of 4d. a gallon.

Geo. Firbanck of Sutton for keeping of inmates in the Chappell at Sutton and in his house at the townes end.

John Whitling of Sutton Holgrave for keeping of inmates.

John Kendray, Constable of Gatenby, Anth. Pickering, Constable of Kirklington, Tho. Percivell, Constable of Rainton, John Burton, Constable of Cundall, Tho. Tophan, Constable of Norton, for not appearing at the Petty Sessions &c. [Per Will. Raper et Ric. Best: Cap. Const.]

Rob. Morrill of Little Thirkleby for beating and beaming of 10 lynnen webbes, ... price £9; and Valentine Morrill, Leonard Morrill and Rob. Morrill, all of the same, for the like.

Will. Monckton of Bagby for beating &c twoe lynning webbes, . . . price 39s; Chr. Ridsdell of the same for beating &c thre lynninge &c, ... price 50s., and Will. Wright of the same for beating &c two &c, ... price 34s. [Per Will. Hodge, Cap. Const. Wap. de Birdforth, coram Steph. Prockter, Mil.]

(127.) ORDERS made &c.

ORDERED THAT, whereas, for the necessarie relieff and sustentation of a certen woman child named Marie Milner heretofore found and taken up in certen groundes appertaining to the parish of Richmond and part of the property of the Hospitall of Kirkby Ravensworth, it was ordered that 14d. should be weekly paid, whereof the tenauntes of the said Hospitall landes being Inhabitants of Richmond to paie 6d. Mr. Pepper of St. Martin's 4d, the Inhabitants of Hipswell 2d., and the Inhabitants of Hudswell other 2d. weekly, the said Inhabitants of Hipswell and Hudswell being so charged because Mr. Pepper and the other tenauntes of the Hospitall were deeplie charged with the rest of the Inhabitants of the parish of Richmond for the relief of their own many poor. . . . Now, forasmuch as John Buckett, by whom the child has hitherto been kept is willing, in consideration of a certain sum paid down, to be fixed by the Court and paid by the above named parties chargeable, the Inhabitants of Hipswell and Hudswell having hitherto paid nothing, to take the said child as his apprentice and to kepe &c . . . . the Inhabitants of Hudswell pay 10s. to Mr. Pepper for Buckell, who shall take the child by Indenture between the Overseers and himself &c and a warrant &c.

Whereas divers objections as to contempts and misdemeanours were alleged in Court against Will. Raper, one of the High Constables of

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Hallikeld, 1. In abusing his office by disclosing the counsell and secretts touching some presentments made by him and his follower Rich. Best against Rich. Bones* of Wath and John Theakston of Baldersby, laying the onus of the said presentments on Best: 2. In discharging one Chr. Threpland of his appearance at the Quarter Sessions notwithstanding his summons &c: 3. For negligence and backwardness in presenting Recusants, and such as absteyne from Church on Sundaies and Holy daies, and in levying 12d. weekly for the same: and 4. Concerning a slanderous fame and report of some suspicion of dishonesty betwene him and a woman of Sinderby called (blank) . . . . if Baker cannot clear himself of these imputations at the next Sessions, he be discharged from his office and further order taken as to punishment &c.

The Rate for Morton Bridge be £90, and that for Howdon Bridge £10. See the Bridge Booke for these Rates.

MUSTERS.—The daies and places appointed for the Musters for every severall Wapentake within the N. R. viz;

Hang West, at Middleham, Nov. 7.
RICHMONDSHIRE:
Gilling West, at Richmond, Nov. 8.
„ East, at Catterick, „ 9.
Hang East, } at Leeming Moore,
Hallykeld, } Nov. 10.
ALLERTONSHIRE
North Allerton, Nov. 11.
Langbarghe, Nov. 12.
Sonday 13 Nov.
Pickering-lith, } Nov. 14.
Whitby Strand, }
Rydall, Nov. 15.
Birdforth, Nov. 16.
Bulmer, Nov. 17.

[The places for theis daies are left to the severall Justices of those divisions their appointment.]

Barnard Spence of Newbiggin for deluding the Court by false information and conspiring to indite one James Frear upon felony without just cause, and then, being rebuked by the Court &c, for saying, in contempt of the Court, he had hard play against right . . . . fyned 20s.

Forasmuch as there is much complaint &c in the parish of Fingall touching the inequality of the assessment there, producing much practical inconvenience . . . . the former rates shall not stand if, upon enquiry by Sir Conyers Darcy and Sir Tim. Whittingham, it be found to be unequall, but a new assessment be made more indifferently by the Churchwardens and Overseers &c.

* The present form of this name is Bonas, and it is a common name. It is probably a corruption of Bowness.

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Whereas John Browne of East Witton has erected a cottage in Burrell and not laid 4 acres &c . . . . he is fyned 10s., and that he be bound &c that neither Fr. Marshall, whom he hath placed tenaunt in the same, his wieff or his children shall become chargeable to the Parish.

[128.] Tho. Waggett, Bailiff of Gilling East for not making any retorne of the warrant to him directed &c be fined 6s. 8d. [fine remitted by the Court].

Whereas Henry Stubbes of Wath, Clerk, hath exhibited in Court certen articles against Will. Bell, one of his Maties Coroners, tending to his discreditt, and the Court will not have such imputations against persons in such place or office made without good ground . . . . if the said Stubbes do not prove his charges at the next Sessions, he shall be bound to the good behaviour, and the said Will. Bell to have subpœna warrant for such witnesses as he hath sett down in a note &c.

All such presentmentes as come under the handes of the High Constables shall henceforth be delivered in Court to the handes of the Clerke of the Peace, and not to be put to the discretion of the Jury to alter or diminishe at their pleasures, as they have often done to the hinderaunce of His Matie's^ service.

A Warrant be made to attach John Johnson of Urebie and him bring before Sir Tim. Hutton to be bound to appear &c to answer &c. some outrages used by him against Math. Rathmell of Barton, Clerke, and in the mean time &c; and also that the said Mathew be bound to prosecute &c.

Tristram Newstead of Wath, lab^r^., for his misdemeanour † in begetting Eliz^th^. Massye with child be fyned 15s, whereof 5s. to the poore of Wath, to be distributed by Rich Best, High Constable, and thother 10s. to his Maties use.

John Ripley, a lame soldiour &c to have 10s. as a gratuitie and to be no more chargeable &c.

[128^b^.] Forasmuch as the lame soldiours &c (pensioners) are now waiting for payment of &c and the Thes^r^. is not present. . . . Henry Turner, one of the High Constables of Hang West, shall receyve of the High Constables what is now dewe and shall also pay &c, making accompt of his receipts &c.

Forasmuch as the alehouskeepers in the N. R. do contemptuously refuse to take lycenses for brewing according to the late directions, and yet nevertheles have continued brewing to sell without license . . . .

* An order fully worthy of notice, as not only involving a considerable change in practice, but as revealing a state of things which must have sorely needed revision.

† Under 18 Eliz. c. 3, the Justices had power "at their discretion to take order, as well for the punishment of the mother and reputed father of a bastard child as also" for the maintenance of the child by charging such mother or reputed father &c.

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every alehousekeeper so brewing without lycense shall paie 2s. to his Maties use, and also to be summoned by Writt of Venire facias to appeare at the next &c.

Will. Bargh of Disforth, for some abuse &c in him was bound in recogn^ces^. of £20 to appear at this Sessions and to answer &c but made defalt, that such misconduct may not escape unpunished, yet in consideration of his estate &c, a fine of 40s. be imposed, to be paid within one month &c.

Next Sessions to be holden at Northallerton* on Thursday next after the Epiphany.

HELMESLEY,

[130.] Quarter Sessions at, 10th Jan^ry^. 160$^{8}_{9}$.† Before Tho. Posthumus Hobby, Will. Bamburghe, Richard Cholmeley, John Gibson, Senr., John Gibson, Junr., Knts., Chas. Layton, Henry Tanckard, Tho. Davile, Rob. Hungate, Tho. Norcliff and Rich. Darley, Esquires.

Sir Hugh Bethell, High Sheriff, was represented by Hugh Bethell and Alex. Dixon his deputy sheriffs.

PANNELL.

Gawin Pollard, Snaynton, Gent^n^.
Steph. Mylnes, Thornton, „
Rich. Bell, Thirske, Yom^n^.
Rob. Dobson, Frear Hill, „
Peter Hopperton, Hovingham, Yom^n^.
Will. Hopperton, Hovingham, Yom^n^.
Chr. Carleton, Thirlby, Yom^n^.
Geo. Lockwood, Helmesley, „
Tho. Jackson, „ „
Rob. Morrell, Thirkleby, Yom^n^.
John Browne, Thirske, „
Fr. Hall, Worsall, „
Tho. Gibson, Pickering, „
John Nicholson, Wood Appleton, Yom^n^.
Tho. Richardson, Pickering, Yom^n^.
John Crowe, Upledam, Yom^n^.
Rob. Thompson, Marske, „

WHO PRESENT—

Agnes Egglesfeild, late of New Malton for stealing there "unum pheltrum, Angl. a felt hatt," value 10d., the property of John Jack-

* This is the first time in these records that Northallerton appears as the name of the place where the Quarter Sessions were held, or to be held.

† Entered simply 1608 at the head of the record.

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son &c [Confessed: sentenced to be whipped and set in the Stocks at Malton, with a paper on her head &c].

Geo. Chapman of Hornby, for stealing, at Easter side in a place there called Rye Inge, an ash-tree, value 3s., the property of Roger, Earl of Rutland &c. [Sentenced to be whipped instanter at Helmesley; but as he had made his escape, a warrant &c.]

[130b.] Rich. Tiplady late of Whitwell super Montem, blacksmith, for refusing to help Roger Cowper, Constable of the same, when required to do so, in the apprehension of certain criminals, the warrant of Rob. Hungate Esq. being duly exhibited &c. [Submitted himself &c: fined 5s. only, because a poor man.]

Tho. Woodcock Amonderby, yomn, for stopping a common way or footpath there called le Lowe Layne leading to Aymonderby Common, by means of two gates and a fence of brushwood and timber &c. [Appeals, as having been previously indicted &c.]

Rich. Nicholson of Whickham in Northumberland, labr., for stealing at South Kilvington two iron teames * (catenas), value 10d., the property of Will. Walker, &c, and also Geo. Midleton late of Knayton, blacksmith, for inciting the said Nicholson to the commission of the said felony, and after it receiving and harboring him &c [Confessed: sentenced to be whipped, first at Knayton, then at Northallerton, and Nicholson to be sent on from Constable to Constable to Wickham.]

[131.] Anth. Fenton of Hemlyngton, labr., for refusing to work for such wages as the lawe doth allowe.

The highwaie nigh to Keldam Abbey, parish of Kirkby Moorside, leading to Pickering, as being in bad repair; and further, that the ancient way is stopped, as by a monument of a wood bridge and of an old caussye † there may appeare: one heighwaie leading from Hovingham to Helmesley in a place called Staingrave Carre is not sufficiently repayred so that carriages with waynes ‡ cannot passe &c.

* See above, p. 26, note. † See above, p. 2, note.

‡ There is an obsolete idiom here which is well worthy of passing notice. The first idea presenting itself on reading the words naturally is that "carriages" is used in its ordinary modern sense, which is seen to be inapplicable a moment later, and possibly the expression from Acts xi. 15, "we took up our carriages and went to Jerusalem" may come to our recollection and our assistance. In the New Translation this stands "we took up our baggage," the Greek word so rendered literally meaning having 'packed up,' as in preparation for a journey. Baggage, or luggage, what is carried with, or in, or by means of waynes, is what is meant in the present minute. The word 'wayne' is usually taken without much consideration as = modern 'waggon'; but I think erroneously. Pr. Pm. gives "WAYNE, carte. *Plaustrum, reda, birota.* C. F.," and this last word, suggesting as it does the number of wheels attached to the vehicle in question, suggests at the same time the essential difference between the old 'wain' and the modern 'waggon.' "The veritable WAIN, now never seen, was a narrow long-bodied vehicle, with wo wheels

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That generally all the brewsters within these divisions do brewe without license, and that they sell ale or beare above 4d. a gallon.

Nich. Jackson of Little Worsall for surcharging* the comon there contrary to the Statute.

THE HIGH PRESENTMENTES not delivered to the Jurie.

PRESENTED that Wilfryde Trewman of Daltowne for giving [*sic*] his manservant 50s. wages.

Will. Kit[c]henman and Geo. Anderson of Little Thirkleby for excessive malt-making.†

Fr. Lassells of Northallerton for buying of greater sommes of barley in Thirske Markett than the markett will beare,‡ sometimes himself, sometimes his sonne, and other some tymes his man, he keeping thre kilnes for drying malt weekly.

Will. Frier of Carleton Husthwait for buying of barlye forth of the Kinges markett and malting it.

The Constable of South Ottrington, A° 1608, for that he denyeth to appeare at the Petty Sessions &c. [Per Geo. Chambers et Will. Hodge, Cap. Const.]

[131b.] Rog. Garbut of Faceby, husbn., for ploughing forth the streetway § from Gowton Howes that men cannot passe with their waynes; and Chr. Barbor of the same, for the like, at the same time. [Per Will. Bayte et Marke Lyell, Cap. Const.]

Rob. Dan of Nonnynton for buying of an oxgang of corne on the ground, ‖ contrary &c. [Per Tho. Clerke et Henr. Cowpland, Cap. Const.]

John Proude of the Spyer endes [? at Helmsley] for selling clothe with a false yarde wande ¶ in the Kinges Markett &c.

Laurence Luckupp of Midleton, butcher, for keping of false weightes &c. [Per Will. Nesse et Gawin Pollard: Cap. Const.]

only, and those at the hinder end. The front or foremost end trailed along the ground" (except, of course, when lifted by the traction-power employed) [*Cleveland. Glossary*]. I got the description from a farmer, long since dead, who belonged to the "old school," and had seen and used the "veritable wains" himself.

* The statute in question is not specified, and it is uncertain what special statute is referred to. The question of surcharging the common is one usually referred nowadays to the Jury at the Court Baron and Leet.

† By 39 Eliz. c. 16, Justices are empowered "to restraine the excessive making of mault."

‡ Under the act of restraining excessive malt-making. See previous note.

§ The fact that this "street-way" could be ploughed up, gives a plain intimation as to its nature, and a further illustration of the meaning of the term.

‖ Under the act to restrain the practice of forestalling.

¶ The term still in use over much of North Yorkshire.

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Will. Topliff of Cayton; Rob. Skelton, Henry Hopper, Charles Dixon, Raphe Morrice, Tho. Clement, and Geo. Lucke all of Seamer; John Harper of Yrton; Tho. Walker of Skawby (Scalby); Rob. Hopper and Nicholas Hutton of Ayton; [132.] Anth. Witham of Hutton Bushell, John Berryman of Ruston; Peter Jerome of Brompton; James Marsingell of Ebberston; Rich. Whitwell of Allerston; Geo. Moorhouse, Geo. Johnson, Fr. Moone, John Simpkin, Widow Ripley, John Dobson, Widow Smyth, Rich. Parkinson, Will. Spenceley, Rob. Furnis, and Grace Harden, all of Pickering, for malt-making, being not lycensed so to doe. [Per Will. Nesse et Gawin Pollard: Cap. Const.]

Edm. Bennett of Lylling, Gent^{n}., for retayning &c in his service three servantes, viz. John Gibson, Dorothie Barneby and Alice Sharpe, without shewing, before their reteynour or sithence, any testimoniall to the Constable, Curate, Churchwarden or Head Officer, contrary &c.; and also for giving the said John Gibson, being a second servant,* 40s. wages, contrary &c.

Rob. Richardson of the same for reteyning &c Anne Foster without testimonial &c.

Anth. Wreakes of Lilling for refusing to pay pence for entering his servantes names and wages &c.

[132^{b}.] Rob. Stable of the same for putting away from his service before the end of his term and without reasonable grounds Will. Lasynby &c.

Anth. Betson of Holtby, for receiving &c two servants without shewing &c.

Roger Cowper, Constable of Whitwell, being an alehousekeeper, for harboring &c tinckers † by the space of ten days together and suffering them to go away unpunished.

Henry Lassells of Carnthorpe, Gent^{n}., for retayning in his service Marm. Sonley without shewing &c, and Tho. Tong of the same for the like.

Tho. Kirkby of Stockton for retayning &c Margaret Powell, and giving her 24s. wages &c.

Rob. Foster of Flaxton for retayning &c Barthol. Smyth &c; Rich.

* By 5 Eliz. c. 4, the wages of all servants, labourers and artificers were to be assessed by the Justices at the Easter Quarter Sessions, or within six weeks after Easter, and proclamation to be made of the rates of the wages so taxed. Several intimations will be met with in future minutes as to the gradations in servants and their wages established in virtue of this authority of the Justices.

† Under the Statute 39 Eliz. c. 4, "all Juglers, Tinkers, Pedlers, and petty Chapmen wandering abroad" were to be "accompted rogues, vagabonds, and sturdy beggars," and dealt with accordingly, and it was part of the Constable's special duty to care for the enforcement of the act.

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Wilkinson of . . . , for the like with Ann Stainton; Will. Ingram of Huton super Darwent for the like with a maid; Rich. Heslerton of the same for the like with Will. Wilson, and for having given or promised Peter Harrell 46s. 8d., and Nich. Thompson 40s. being second servant at husbandry, &c.

John Armstronge of Raskell for reteyning &c Jane Thompson; John Fountance for &c James Browne; [113.] Raphe Coghill of Tholthorp, for &c Peter Asleby; Rob. Carlile of Bransby cum Stearsby for &c Ellen Skelton; and Tho. Haxby of Skelton cum Rocliff for &c Will. Walker; without shewing &c.

Rob. Spetch of Hinderskelf and Tho. Surr of Hutons Ambo, for using the trade of a butcher, without having served &c.

John Barneby of Tollerton, for retayning &c Katherin Fulthorpe &c. [Per Ric. Spofforth et Tho. Wayt: Cap. Const.]

Orders made &c.

Ordered that the matter between Will. Prestman the master and Will. Prestman the servant be referred to the order of Tho. Davile and Tho. Norcliff, Esquires, and the parties to repaire unto them within twentie daies &c.

Touching the 13s. 4d. against the Inhabitants of Stayngrave in yssues at the last Sessions, it be respited and if the waie be then repaired &c.

Rob. Hudson, Constable of Gisbroughe, be fined 20s for suffering a vagrant to escape unpunished. [Paid, and to be distributed by Mr. Ward to the poor of Gisbroughe.]

Whereas John Lacopp who stood bound to appear at this Sessions is so impotent that he is not able &c, he be discharged of his recogn^{ces}, and of the obligation to keep the bastard begotten by his son Westropp on Marg^{t}. Wolfe, the said child to be henceforth maintained at the equal charges of its two parents.

In the matter of Appleton Rectorie the order mentioned fo. hujus libri 84to [p. 88] stand and be confirmed and a warrant to be made accordinglie.

[133^{b}.] John Wilson, a pretended Informer, convented* at this Sessions for counterfeiting His Maties proces and serving fals tickettes upon surmised proces from His Maties Counsell in the North, who confessing his falt therein . . . . be referred to the censure of the said Counsell, to whom he is now sent under the Sheriffes custodie together with his confession taken before Sir Rich. Cholmeley.

* Halliwell gives "Convent. To summon; to convene." The word occurs in the said sense of "to summon" in repeated instances in these Minutes and Orders.

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Forasmuch as Rich. Nicholson, one of the Churchwardens of Topcliffe, informs the Court that diverse parishioners of Topcliff do refuse to pay the assessments for relief of the poor . . . . that the said Churchwardens and the Overseers have authority by warrant of the Court to distreyne &c.

John Morley of Thornbarghe, an applicant for relief, be provided for at the discretion of Sir Henry Bellassys and Henry Tanckard Esq. &c, and that Tho. Rowth of Kilvington be convented before them when they meet for such purpose.

Forasmuch as there is an ancyent way, as is apparent by the view of an old bridge and cawsey, stopped at Keldam [supra, p. 141] and the site of the said way is not certain . . . . two of the next Justices do direct where and how the said way shall lie &c.

Fr. Readman, a poor lame soldier with a bad leg needing good surgical attendance, to have 13s. 4d. paid him by the Thres^r. for the Hospitalls, and such further relief &c.

Edmond Wood of Heworth . . . . losse by fyre . . . . have 66s. 8d. &c.

John Elleson, a lame Soldier, commended to the Court by letters from Sir Will. Waade . . . . have £4 for a gratuity, and not to trouble &c.

John Peterkin of York, baskett-maker, appearing on his bond for his good behaviour, upon perusal of certain examinations taken by Sir Tho. Hobby of his lowse * life and lewd behav^r. by wandering as a roague, . . . be whipped in Helmesley, and to be sent from Constable &c.

[134.] Forasmuch as severall proces and the exigent, as also severall warrantes, have been awarded against Miles Prudham, being indicted for extortion &c, and yet he hath not appeared . . . . a new warrant with a special charge to the Bailiff "who heretofore hath neglected his dutie therein" be directed for his apprehension, and also to the Constables of Kirkby Moreside and all other Bailiffs, Constables, Officers &c to attach &c.

Whereas a warrant was formerly directed from Will. Maulivever and Chas. Layton, Esquires, to the Constables of Midleton upon Leaven for the apprehension of Greg. Ingledewe of the same, to the end that he might be bound to prosequute or give evidence at the next Sessions following against one Chr. Hutchinson, on the execution of which warrant the said Ingledewe not onely contemptuouslie behaved himself, but abused the Constable &c, yet in thend coming before the said

* Still the current pronunciation of the word *loose*, especially the verb. Halliwell quotes from Palsgrave the sentence "I spyed him behynde a tree ready to *lowse* at me with a crosbowe."

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Chas. Layton, was by him taken bound &c, but contynueing in his former obstinacie, and on his recognces being called making defalt . . . a warrant per Curiam be made to attach him &c.

Whereas Tho. Gibson als. Thorpe appeared this Sessions on recognces taken before Will. Mauliverer Esq. &c notwithstanding being ordered by the Court to enter into recognces again &c departed without license &c. . . . . therefore he and Chr. Robinson of Hutton Rudby and Chr. Nelson of Pottoe forfeit the bond of £30 and a Warrant be made to attach him &c.

The next Sessions at Thirske 26 April next.

NORTHALLERTON,

[135.] Quarter Sessions at, 12 Jany. 1608. Before Tho. Lascells, Coniers Darcy, Anth. Dakins, Knts., Will. Mauliverer and Adam Midlam, Esquires.

Sir Hugh Bethell, High Sheriff, represented by Hugh Bethell and Alex. Dixon, his deputies &c.

PANNELL.

John Coniers, East Appleton, Gentn.		Ralph Umfray, Allerton,	Yomn.
		John Binckes, Sygeston,	„
Tho. Duffield, Bolton,	Gentn.	Will. Cootes, Brompton,	„
Chr. Wilkinson, Barton,	„	Will. Prest, Thornton Beanes,	„
Geo. Swyer, Aynderby,	Yomn.	Geo. Scruton, Scrueton,	„
John Parvyn, Morton,	„	John Rymer, „	„
John Horner, Carlton,	„	Tho. Claxton, Fencott,	„
Chr. Gill, Barton,	„	Tho. Stephenson, „	„
Rob. Beck, Melmerby,	„	John Johnson, Pattrick Brompton, Yomn.	
Rich. Hutchinson, Scruton,	„		

WHO PRESENT—

Chr. Farman of Watlas, labr., for being drunk at Watlass and saying, when in that condition, that he would warme them all that were in the house of one Jane Warton, &c.

John Browne junr., Rich. Kay, and Henry Harland all of Holme, laborers, and Jenett Browne wife of John Browne senr., for an assault at Holme on one James Raper &c.

[135b.] John Coates and John Hill, both of Borraby, for not keeping watch there &c.

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Leon. Wood of the same for suffering play at cardes in his house in the night season, and fighting &c.

Geo. Todd and Rich. Wasse, both of Knayton for not keeping the night watch there.

Wath Bridge, newly builded at the charge of the country, as being in great daunger to be driven downe againe for lack of finishinge, by reason of the force of the water running over at both endes thereof.

John Bell, Fr. Sayer and Roland Barnes for that they three did very riotously, in a droncken manner, most badly enter the house of one John Painter of Barton &c, and then and there did take the said Painter's wieff and his mother, and most horriblie did use them with outward shewes of ravishinge, and other forcible dealing &c; also Will. Laidman of Barton, alehouse keper, for being a releever of these people; and the abovenamed Roland Barnes, calling for meat in the said house (yt being not readie, and Laydman's wieff being making of candles *), for that he toke a pannefull of water and did cast the same into the tallow, and thereby the house was in great danger of burning.

James Cootes of Barton, a fornicatour that hath had a bastard, for that he doth not live within the compasse of lawe but is often drunken and doth lye harkening under mens' windowes as an evsndropper.†

Rich. Tanckard al^{s}. Carter, an inmayt ‡ under Widow Ward, another ynmate under Rob. Allanson and Widow Ward, with other two inmates, one John Bowser for keeping of Agnes Johnson as an inmate [*sic*]—all these for breaking of hedges.

[136.] Josias Hale and Peter Geldert of . . . . , for wrongfull taking and dryving of the goodes of one John Horner of Carlton.

Rob. Suttle of Leeming Lone § for that he doth kepe a very badd house for the reteyning and releeving of badd fellowes, who very suspiciously ryde in the high street called Leeming Lone, as we suspect for robbing, as we have some suspicion from circumstances.

Will. Stevenson and Widowe Craven of Baynbridge for brewing without &c.

Charles Todd of Middleham for trading, buying and selling of cloth contrary to the Statute ‖ &c.

* The making of candles, especially of rush-lights, or as they were called in Cleveland *seve-lights*, used to be an ordinary portion of the housewife's duties, and indeed was scarcely obsolete half a century ago.

† The writing here is not very legible, but that the word is a form of *evesing*—in Cleveland *easin'*—with dropper suffixed, there is no doubt.

‡ The word used in the act, *undersettle* being the term frequently employed in these records.

§ Leeming Lane. See above, p. 78, note. The entire entry is worthy of notice, and on divers grounds.

‖ Under the Statutes 6 Henry VIII. c. 9, and 3 Edw. VI. c. 2, no person was "to sell any cloth by any lesse measure than after the true content thereof, to be

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Raph Howe of Fingall for receiving of inmates, contrary &c.

Fr. Spence of Bushopdale for brewing &c. [Per Adam Thomlinson et Henr. Turner: Cap. Const.]

Widow Grene of Leeming for denying to sell Ralf Cuthbert ale, his wieff travelling with child and, as it will probably appeare, [she] had sufficient at that tyme in her house.

Ralf Smith of Exilbie for suffering plaie at cardes in his house in tyme of Divine Service.

Rich. Firby of Leeming for being in the alehouse at the said time.

Fr. Morton of . . . . for refusing to record the wages of Will. Browne his servant.

Rob. Garnet of Marton, Gent^{n}, for refusing to record his servauntes wages and names.

Anne Walker of Melmerbie, spinster, for harboring and kepinge vagrants &c without consent of the Constable.

Rob. Suttle of the Streethouse within the Constablerie of Middleton for brewing and never lycensed &c. [Per Will. Raper et Ric. Best: Cap. Const.]

[136^{b}.] Phillip Deane, Roger Lambe and Will. Nelson, all of Northalverton, alehousekeepers, for suffering excessive drinking &c, and Rich. Lounsdell of Thornton Beane, for the like.

Will. Smith and Henry Lanckester, Constables of Borrabie, for suffering rogues &c to wander and beg unpunished &c; also Rich. Ward, George Staynes and Will. Nelson, glover, Constables of Northalverton, and Chr. Palliser, Constable of Thornton Street, for the like.

Will. Flower of Northalverton, taliour, Thomas Flower and Rich. Thornton, of the same, for taking of wages by the daie * contrary to the Statute sett downe by the Justices.

Anth. Blacklock, Will. Harrison and Roger Wilkinson, all of Northalverton, for making malt without lycense.

Geo. Warde of Birkbie for using excessive drinking and frequenting of alehouses &c. [Per Oswold Tailour et Mark Lawson: Cap. Const.]

Cover Bridge over the water of Cover, neare to the foot of the said water in the way leading betwene Rippon and Middleham, is decayed and driven away by the force of the said water &c and the same is to be repaired by the country.

[Surveyours: Ralf Atkinson, Marm. Askwith, Tho. Askwith, Gent^{n}., Chr. Harrison, yeoman.]

meten and measured by the yard, adding to every yard one inch of the rule &c upon paine to forfeit for every yard &c 6s. 8d."

* "Any person retained into service to worke for any lesse time than a whole yeere in any the arts of a . . . . . tailer, shoomaker, &c to be fined &c."

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[137.] ORDERS made &c.

ORDERED THAT Chr. Brignell of Newsame, appearing on his recogn. for breaking of an orchard, be fined 6s. 8d.

Will. Barghe of Disforth, for his abuse towardes Rich. Aldburgh Esq. J.P. be fyned 13s. 4d.

Croft Bridge, towardes the repaire of the causey and pavement thereof, shall have allowed out of the N. R. £3. 6. 8.

The High Constables of Hang East, Gilling East and Gilling West, for not having made any presentments, be fined 10s. a peece.

Next Sessions at Thirske, 26 April next.

THIRSKE,

[138.] Quarter Sessions at, 26 April 1609. Before Tho. Posthumus Hobby, Tho. Lascells, Henry Bellassys, Tim. Whittingham, Arthur Dakins, Henry Jenkins, Rich. Vaughan, John Gibson Jun., Tho. Bellassys, Henry Franckland, Knts., and Will. Mauliverer, Chas. Layton, Rob. Brigges, Rob. Hungate, Henry Tankard, Tho. Norcliff and Rob. Pepper, Esquires.

Sir Hugh Bethell represented by Alex. Richardson, Under Sheriff.

FIRST PANNELL.

Rich. Lockwood, Sowerby,	Gentn.	James Smith, Sowerby,	Yomn.
Geo. Slinger, Fairholme,	„	John Bell, Thirske[,] Tanner,*	„
John Nelson, Thorpfeild,	„	Tho. Tennand, Aldwark,	„
Henry Metcalf, Maundby,	„	James Best, Sawcock,	Gentn.
John Scotson, Thirske,	Yomn.	John Pallyser, Newby Wisk,	Yomn.
Rog. Ringrose, Aymonderby,	„	John Gaynes, Maunby,	„
Brian Myles, East Harlsey,	„	Tho. Fall, Aynderby,	„
Rob. Morrell, Thirkleby,	„		

WHO PRESENT—

Isaac Monckton, late of York, and Brian Hutchinson of Midleton Tyas, yoman, Collector of Revenue &c for his Matie accruing from the lands &c of the late Monastery of St. Mary at York, for extorting a fee of 10s. from one Will. Pickatt of Atlowe Cowton,† husbn., by

* So written. Probably the comma supplied is required, and the word Tanner indicates John Bell's calling.

† Atlowe-Couton is mentioned in the Knights' Fees, 130§ (*Kirkby's Inquest*, p. 165), and the Editor writes in a note: "Gale says of Atlowe-Couton—'villa

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means of a certain distraint &c; and also for forcible entry on the premises of the said Will. Peckatt at Atlowe Moore and seizure of four horses and mares and one foal, value £13, &c; [138b.] also the said Huchinson for an assault on Anne wife of the said Peckatt; also the said Monckton for extorting, under colour of his office, a fee of 5s. at Midleton Tyas from one Henry Barker, Clerk, by means &c; and also the said Monckton and the said Hutchinson for forcible entry and seizure of four oxen, value 16s., on the premises of the said Barker &c.

Chr. Pressick late of Carleton in Cleveland, yoman, for an assault at Carleton on Henry Darnton, Clerk. [Pleaded guilty, and was fined 20s.]

The same Chr. Pressick, Ralph Linley and Will. Pressick, laborers, of Carleton for taking away at Carlton four loads of tithe hay, value 40s., the property of Henry Darnton, Clerk, &c.

[139.] Tho. Monckton of Thirske, labr., for cutting quicksetts or the hedge of John Nelson of Thorpfeild in a close near Thirske called the Croftes, and carrying the same away.

Margt. Sewghell of Thirske, spinster, for the like at the same place.

Rob. Bilton of Fletham, and John Etherington of Scruton for using the trade of a badger without license.

Elizth. Metcalfe and Margt. Stevenson both of Bedall, for breaking the assise of bread.*

Rog. Pattison of Hipswell for that he is a man disordered and for

eadem quæ et East Cowton' (*Reg. Hon. de Richmond*, 245), and gives as his authority the following extract from the Monasticon :—'Rob. Clarevaux tenet in Athowcowton, *aliter* East Cowton, duas partes decimarum de dominicis quondam Wymari Dapiferi.' I believe, however, that Atlowe Cowton was *not* identical with East Cowton. In 1316 Edward Charles and Rob. de Lasceles were certified joint lords of 'Suth Couton et Atelou.' The hamlet of Atley Hill, and Atley Hill Farm are within the township of South Cowton, and about one mile and a half W.S.W. of East Cowton. These places are all in the wapentake of Gilling East." This conjecture is confirmed by the fact that East Cowton, South Cowton, and Attelou Cowton are all enumerated as separate vills in the return made to a grant of a Fifteenth in 30 Edward I. Attelou Cowton even then was but a small place, as only three persons contributed 9s. 4d. to the grant.

* The assise of bread was intended to regulate the price of bread, and was fixed on a sliding scale according to the price of corn, the profit of the baker and his legitimate charges being absolutely fixed. In the First Register of the City of York, f. liii, are copies of three varying assises, one of which begins as follows : This is the assise of bread made for sale which has been approved by the baker of E. FitzP. formerly Justiciar in England, and by the King's baker, R. de Thorneya : so that the baker shall be able to sell as is underwritten and in every quarter to make 4d. profit, besides the bran and two loaves for the furnace (oven), and for his four servants 2d., and for the boys (garcionibus) a halfpenny, and a halfpenny for salt and as much for yeast, a farthing for candle, 3d. for wood and a halfpenny for a sieve (bultello), and then follows the sliding scale. The observance of the assise of bread was enforced by a Statute of 13 Ric. 2, c. 8, as well as by other enactments.

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being drunke at the house of one Jane Linley, bruester, in Cowburne; also the said Jane Linley for keeping a disordered house of drunkenes.

Nich. Pickersgill of Ilton, Constable, for general negligence in his office.

Rob. Maison of Tunstall, and Edw. Moore of Cowburne for being disordered in drinking at the house of one John Harrison, bruister, of Tunstall on the Sabbaoth &c; and the said John Harrison for permitting it &c.

Rob. Johnson and Geo. Scott, Constables of Elington, for defalt in not appearing at the Petty Sessions at Bedall &c. [Per Joh. Dodsworth et Tho. Jackson: Cap. Const.]

[139b.] Will. Spenceley, Constable of Nawton cum Bewdlam for suffering rogues &c.

Rog. Marshall of Wrelton, bruester, for selling aile contrary &c.

Sam. Lister of Brompton, clothier, for refusing to pay Mary Johnson als. Smith, his late servant, her wages.

Will. Sowerby late of Huton Bushell for departing from the service of his maister, Tho. Watson, contra &c; and Chr. Boynton of Brompton, for the like, in the case of Marm. Harton. [Per Will. Nesse et Gawin. Pollard: Cap. Const.]

Rich. Carter, Will. Hawnby, Will. Hawmby, Barnard Laidman, Symon Morton, Will. Bainbrige, Anth. Denam, Chr. Whitell, Reynarde Morton, Will. Brunskell, James Wastell, Chr. Aulderson, all of Bowes, for playing at football on the Sabaoth daie.

John Simpson, Constable of Easby, for not appearing &c. [Per Rob. Colling et Rob. Shawe: Cap. Const.]

[140.] Will. Foreste of Midleham for useing the trade of a marchant,* not having served &c.

The Inhabts. of Grunton for not repayring of one hie waie leading betwene Whitasyde and Richmonde &c.

Henry Bland of Grunton, bruester, for brewing &c.

James Pearson of Askrigge for buying corne to thintent to sell the same againe, contrary &c; and Mich. Wetherate, Tho. Atkinson and Alex. Rawe, all of the same; Math. Guy and Rob. Foolle of Newbiggin; John Lambarte, Edward Bryan and John Foster, of Askrigg, for the like.

* This word would seem to imply what we should now speak of generally as a retail shopkeeper. The Statute 1 & 2 Phil. and Mary, c. 7, which is intended to regulate the sale of "merchant wares by retaile in market townes," specifies "woollen cloth, linnen cloth, haberdash wares, grocery wares, mercery wares" as the "merchant wares" not to be sold by retail.

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SECOND PANNELL.

Edw. Clough, Skipton,	Gent^{n}.	Mich. Lyth, Morton super Swaile, Yom^{n}.	
Anth. Smithson, Newsam,	„		
Chr. Nicholson, Skipton,	Yom^{n}.	Tho. Ellin, Melsonby,	Yom^{n}.
Barthol. Almond, Thirske,	„	John Robinson, Wardyne,	„
Rob. Thompson, Catton,	„	Tho. Gibson, Pickering,	„
John Hebton, Appleton,	„	Will. Clerke, Lockton,	„
Will. Harrison, Sinderby,	„	Rich. Parkinson, Pickering,	„
Tho. Lumley, Warlaby,	„	Will. Emerson, Skelton,	„

WHO PRESENT—

Rob. Berrie, sen., Forcett, yoman, for trespass and damage (mowing the grass there) to the amount of 40s. in the close of one Will. Fishborne, called Thornberrie, at Forsett.

[140^{b}.] Marm. Murra of Topcliff for lodging of rogues and vagabonds.

The Constables of Ampleforth, of South Ottrington, of Welbury, and of Borrowby Geldable, for not appearing at the Petty Sessions &c.

The Churchwardens of Kilborne, and John Kettlewell, Churchwarden of Topcliff, for not paying the Lame Soldiers and Hospitals money. [Per Geo. Chambers et Will. Hodge: Cap. Const.]

Rich. Wayre of Catton, baker, for hiring &c Rich. Bell, servant to Chr. Nicholson of Skipton, before the expiry of his term &c.

Will. Raper of Skipton, lab^{r}., for brewing &c, and for harboring of bad and evill disposed people &c.

Rob. Wardell of Thirske, lab^{r}., for an assault upon Rich. Smithson of Skipton &c.

Leon. Walker, brewster, Constable of Tholthorpe cum Flawith, for that he concealled bloudes and affrayes (especially one bloud and affray betwene one John Bell and a piper which was done within his office, he, the said Walker, knowing thereof) in the night tyme: and for that he did not present the same at the Sheriff turne* holden at Sutton for the Wapentage of Bulmer, where the same was to have bene by him presented by lawe, they the said townships having no other Court, and be there in Court sworne for the purpose, &c.

[141.] Chr. Poottes, weaver, and Rich. Seamer, butcher, both of Yarom, for common drunckards.

John Tompson of the same for lodging rogues &c.

Rob. Temple, laborer, and Sibill his wife, of Newton under Street

* The periodical Court of the Sheriff, originally held twice a year.

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for making a rescusse* uppon John Allowley, Constable there, in doing his office.

Geo. Stainhouse, husb^{n}., Constable of Ellerby, for not appearing &c. [Per Will. Bayte et Mart. Lyell: Cap. Const.]

RECUSANTES and NON-COMMUNICANTES.

BIRDFORD.

Katherin wife of Will. Danby of Keirkby Knowle, yeoman, for not receyving the Com^{n}. at Easter last past.

ALLERTONSHIRE.

Marie wife of James Greene of Lanmouth, Esq. for that she hath not bene at her parish Church of Leake, but hath bene a Recusant for 12 monethes &c; also Ellen wife of Rich. Crosby, Gent^{n}., of the same, Anne wife of Tho. Danby Esq. of Leake, and Elizth. wife of Mich. Metcalfe of the same, Gent^{n}., for the like.

LANGBARGH.

Tho. Robinson, shomaker, Chr. Herrison, petty chapman,† Marg^{t}., Cliston, widowe, Edw. Buck, lab^{r}., all of Yarom; Tho. Wilson, lab^{r}., Jane Stockton, spinster, [141^{b}.] Margery and Elizth. Watterton, spinsters, of Pottoe; John Ingleby of Rudby Esq. (3 yeares); Geo. Gaill and Marg^{t}. his wieff (2 yeares), Edie‡ Bavmer, widow, Anne Herrison, spinster, all of Great Ayton; Isabell wife of Rob. Hoggart, lab^{r}. of Worsall; Elles wife of Tho. Kendell, of Marton, pyper; Joane wife of John Sime, yoman, Marg^{t}. Whetton, spinster, Jane wife of John Sime (2 years), Marg^{t}. Typlady, spinster, Jane wife of Tho. Herd, lab^{r}., all of Pickton; John Askough, yeoman (2 yeres), Roger Wilson's wife, both of Grenowe; Henry Pressick, yeoman, Tho. Man, milner, and his wife, of Hilton; Rob. Bowes, Gent^{n}. (2 yeares), Anne his daughter and Isabell his wife, Rich. Best, yeoman, and Faith his wife, John Johnson, tailour, and Anne his wife, Will. Wattin and Jane his wife, Marm. Lodge, Elizth Clarke, spinster, all of Apleton; James Jen, husb^{n}., and Margery his wife, of Seamer; [142.] Meriall wife of Will. Simpson, of Nunhouse§ (4 yeares); Elizth Jackson, widowe, of Maltby (4 yeares); Mich. Oelay,‖ lab^{r}. and Marg^{t}. his wife, and Henry Pressick, of Castelleventon; Elizth. wife of Laurence Richaster, lab^{r}. (2 yeres), of Easby;

* "Helping a prisoner to get away, which is commonly termed Rescusse."—Lambard, p. 227.

† "CHAPMAN. 1. A dealer, but in small matters only; one who buys and sells; a pedlar or hawker" (*Cleveland Glossary*). From A.S. *ceapman*, O.N. *kaupmadr*, &c. *Petty Chapman*, specially a dealer in small matters.

‡ The name is remarkable in both its elements.

§ The site of the ancient nunnery in Nunthorpe. See supra, p. 50, note.

‖ Another peculiar name.

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John Palliser and Phillis his wife, Isabell Culley, widowe, Meriall Swanson, widowe, Anne Cottam, widowe, Margery Appleby, widow, all of Thornaby; John Simpson, shoemaker (3 yeares), Laurence Pattison, milner, Triman* Smith, husb^{n}., and his wief, all of Kilton; M^{ris} Hargill wife of Will. Hargill, Gent^{n}., Ann Hargill, of Danby; Isabell Gisborne of Hinderwell, widow (3 yeres), Elizth. wife of Rob. Simpson, shoemaker (2 yeres), Dorothie Barton, widowe (3 yeares), Isabell Snawdon (2 yeares); Rafe Rookby of Marske, Esq. (3 monethes) and Joane his wife; Geo. Tocketts of Tocketts, Esq.; Will. Baites and Margery his wife (16 yeares), Lancelot Baites, maison (16 yeares), [142^{b}.] Anne Buckton, spinster, Elizth Ulle,† spinster, Meriall wife of Symon Clark, Tho. Jowsie, carpenter, and Jane his supposed wife (8 years), Tho. Hudespeck,‡ tinker, and Jane his wife, Susan wife of John Thompson, Marg^{t}. wife of Will. Robinson, miller, Hawis wife of John Lunde (5 yeares), all of Gisbrough; John Hawkrigg, lab^{r}., and Kat[h]erin his wife, John Hob,§ fisherman, and his wife, Will. Hart, fisherman, and his wife, Francis Trewhitt, fisherman, and his wife, Tho. Simpson, shoemaker, and his wife, John Hart thelder, fisherman, and his wife, John Hart the younger, fisherman, and his wife, Chr. Simpson, shoemaker, and his wife, Tho. Garbutt, thatcher, and his wife, Roland Pender, milner, and his wife, all of Skiningrave, for the like.

RYDALL.

Elizth wife of Geo. Holtby (6 years), Kat[h]erin wife of Guy Geldart, Anne wife of Gilbert Almayne, Kat[h]erin wife of Rob. Davison, Phillice Weldon, widowe, Jane Clarkson, widowe, John Frankland and Anne his wife, [143.] Rich. Lee, Marg^{t}. Peckett, spinster, Cuthbert Tailer, Kat[h]erin Theaker, spinster, Phillice wife of Bennet Crathorne, Alice wife of Tho. Greene, Tho. Hick, malster, and Jane Edward his servant, Kat[h]erin wife of Rob. Hardwick, Prudence wife of Henry Skelton, Marg^{t}. wife of Tho. Bonwell, Ellis wife of Greg. Philliskirk, Elizth wife of Will. Drewe, Mary wife of Geo. Spenceley, Ann wife of Edw. Skayling, all of [H]ovingham; Isabell wife of Peter North, Rich. Coalson, Elizth. wife of Marm. Beckwith, Jane Fisher servant to Isabell North, all of Barton, for the like.

PICKERINGLITH.

Mary wife of Edw. Goodyere, yeoman, of Pickering; James Crosbie and Dorothie his wife, Ellis wife of Will. Workefolke, Jane wife of Raphe Skinner, Sissily wife of John Skinner, lab^{r}., Rich. Sleightholme,

* Another peculiar name.

† See the name Oelay a little above, which is probably coincident with this.

‡ Another name worthy of note.

§ The source of the common name Hobson, itself almost extinct.

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Isabell wife of Rob. Newton, Tho. Wilson, yoman, and Elizth his wife, Jane wife of Rob. Lythe, yeoman, Jane wife of Rob. Munkman, Margaret Ducke, widow, all of Gotland, for the like.

[143^{b}.] BULMER.

Marg^{t}. Willowby, of Sutton; Rich. Cholmeley and Mary his wife, Agnes wife of Will. Rawdon, Anne wife of Rob. Goodrick and Jane his daughter, Marg^{t}. wife of Henry Philliskirk, Rachaell wife of Chr. Hebdon, Cycyley Rawdon, widow, Isabell Merton, widow, and Agnes her daughter, Elizth. wife of Rich. Thornton and Elizth. Thornton, all of Bransby; Joane wife of Peter Wilkinson of Tholthorpe, Allenson* Webster, widow, Agnes Foster, widow, Marg^{t}. Pearson, widow, all of the Parish of Huntington; and Clara Walker (3 yeares) of Skipton, all for the like.

ORDERS made &c.

ORDERED THAT James Raper of Holme, convented at the last Sessions for raceing† out one name in a Warrant directed by Sir Rich. Musgrave, J.P. and interlyning of an other name instead . . . . be fined 20s. and bound &c and to abide &c.

Rob. Spencer of Harom as the reputed father of a base child by Margerie Wrangham of Pockley . . . . be now bound to repaire unto Sir John Gibson, Tho. Davill and Tho. Norcliff Esq^{res}. upon two daies warning &c and to abide &c.

[144.] Rob. Butler of Staingrave, Gent^{n}., to repair the highway at Staingrave heretofore presented and to bring certificate &c.

The Warrant against Greg. Ingledew be renewed [see p. 145], and the same in the case of Tho. Gibson al^{s}. Thorpe of Swainby [p. 146].

As Tho. Blackborne of Thornton has confessed to stealing of a goose . . . . he be sett in the stocks at Thirsk and whipped.

Mich. Ward and Isabell his wife, being poor aged people with no dwelling, and he born in Kirkby Knowle, ... be provided for by that parish &c.

All matters in controversie between John Pepper, Henry Hutchenson and Richard Pepper, and any of them, shall be decided by Sir Arthur Dakins and Rob. Pepper Esq., and the parties to be bound &c.

All Head (or High) Constables, Collectors and Surveyours for bridges be at the next Qu. Sessions at Thirske then and there to

* There is possibly a clerical error in this name, and the Scottish female name Alison may be intended.

† Erasing.

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profitt* all and every their acomptes touching the same bridges &c and that no Record be delivered by the Clerke of the Peace, but such as have therein nominated two Surveyors and the Collectors for every such bridge for which any collection is to be made, and not any Sessement to be made for any bridge until the said next Generall Sessions at Thirske.

Rob. Simpson of Edston, Gent^{n}., be appointed Thres^{rs}. for the Hospitalls, and Rich. Tanckard of Rascall, Gent^{n}., for Lame Soldiers, for the Division of Langbargh et alibi, for this year; and that Tho. Sinett of Aynderby Myers, Gent^{n}., be Thres^{r}. for the Lame Soldiers and Tho. Sowerby of Disforth for the Hospitalls, for Richmondshire.

Rich. Cootes, the old Thres^{r}. for the Hospitalls, to yeld his accompt to His Maties Justices at Kirky Moreside the daie appointed for the Alehouse Sessions, and Mr. Sympson the new Thres^{r}. to be there; and that Geo. Holtby, thold Thres^{r}. for the lame Soldiers, to yeld his accompt &c at Sutton the 2nd May &c, and the new Thres^{r}., Rich. Tanckard, to be there.

John Bland of New Malton, petty chapman, shewing his losses by suretyshipp and evill creditours † to be great, and himself in great want —have 10s. allowed him for his relieff in his journey to Plymouth to his sonne &c.

John Wilson of Gyllamore, a poore Souldiour, be allowed 6s. 8d.

Forasmuch as Isabell Askwith, late Servant to Edw. Barton of Tolthropp, Gent^{n}., was gott with child there, she shall be sett at work there and provided for according to law.

As Marg^{t}. Parvin, servant to Henry Smith of Thirske, has left her service without license, a warrant be made to attach her and such as have receyved her &c and to bring &c.

John Metcalf, a lame soldier, commended by Sir Will. Waad, be allowed for his relife [ita] 20s. &c.

That a Warrant be made to apprehend John Handforth of Thirske and bring him before Henry Tankard Esq. J.P., to be bound &c to appeare at the next Sessions &c and to answer the complainte of certen Inhab^{ts}. of Thirske &c.

[145.] Forasmuch as it is alleged that Thomasin Clarke, late of Danby, is with child by Will. Thompson of Grenhouse, in Danby Forrest, who not only refuseth to relieve the said child, but also threateneth to kill the said Thomasin . . . . a Warrant be made to attach the said Thompson and him bring &c.

* To present. See note at a subsequent page. The order itself is of moment as connected with the practice of the Court.

† It is so written; but the emendation of 'debtors' for "creditours" simply suggests itself.

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A warrant be made to the Churchwardens and Overseers of Seizey to provide for Anne Russell &c; and the same to Topcliff in the matter of Eliz^th Smith of Catton.

Rob. Wardell and Symon Lyon of Thirske, sworne in Court as deputy-bayliffes to Henry Davyson, Bailiff of Birdforth.

Miles Browne, a lame soldier, be discharged of any further pension.

As Isabell wife of Anth. Valentyne, late of Thirske, who had 12d. a week allowed, to be paid by the Overseers of Topcliffe and has received nothing from them since Michaelmas, ... a warrant to be made to the said Overseers to collect &c and make full payment to her.

Chr. Kabery, who has heretofore had a pension of 40s. annually, for the future to have £3.

Tho. Readman of Gillamore, a poor soldier, to have 13s. 4d. allowed him.

The next Sessions at Thirske 11 July next.

Apud Richmond ad Sess. tentas ibid. pro Braseatoribus (Brewster Sessions) 5 Maii 1609 Coram Coniers Darcy, Tim. Whittingham, Arth. Dakins, Mil^s., Tho. Davile, Adamo Midleham et Rob. Pepper, Arm^s. Ordinatum est ut sequitur:—

Richmond Sessions 13 Julii prox. Tenend. } It is agreed and ordered by us his Maties Justices now assembled, for sondry considerations us more particularly and especially moveing, that there shalbe a Quarter Sessions holden for this Division of Richmondshire after Midsomer next at Richmonde upon Fryday, being the xiiii^th * daie of July next: Notwithstanding the former Order made at the last Sessions holden after Easter last at Thirske.

THIRSKE,

[147.] Quarter Sessions at, 11th and 12th July 1609. Before Henry Bellassys, Will. Bamburghe, Rich. Vaughan, Tim. Whittingham, Arthur Dakins, John Gibson, Junr., Henry Franckland, Knts., Will. Mauliverer, Chas. Layton, Rob. Brigges, Tho. Norcliff, Rich. Darley, John Paler, and Rob. Pepper, Esquires.

Tho. Clerke, Deputy-Sheriff for Sir Hugh Bethell &c.

* In the heading it is written 13; in the body of the minute it was also written xiii originally, and then altered to xiiii by the addition of another i. The Sessions, as it will be observed, were, notwithstanding this Order, held as originally fixed.

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PANNELL.

Will. Bransby, Thirske, Gent^{n}.
Ralph Bransby, „ „
John Stephenson, Pettythorp, Yom^{n}.
Rob. Thompson, Catton, Yom^{n}.
James Fisher, Dalton, „
James Smith, Sowerby, „
Tho. Bell, Dalton, „
Barthol. Awmon, Thirsk, „
Tho. Storre, Hutton Bushell, „
John Gill, Pickering, „
Peter Waynman, Loftus, Yom^{n}.
Will. Webster, Brotton, „
Phil. Richardson, Great Ayton, Yom^{n}.
Geo. Stoope, Brotton, Yom^{n}.
Ralph Robson, Slingesby, „
Henry Weare, Easingwold, „
Marm. Fewster, Duster,* „
Tho. Williamson, Thirsk, „
Tho. Colthurst, Upledom, „

[Side-note:—M$_{d}$. that these three of the Jury, viz: W^{m}. Brandsby Yom., Ra. Brandsby and Tho. Williamson, were withdrawn upon an Indictment preferred against John Handfor whereupon an Ignoramus was found.]

WHO PRESENT—

Leon. Harrison of Stainton, Ralph Hagston of the same, both husbandmen, Jane wife of the said Ralph and Jennett his daughter, with others, for resisting the execution of the High Sheriff's warrant for the collection by distraint of certain sums due on account of the late Shrievalty of Sir Henry Griffiths, and for an assault on the Collectors, Henry Davison, Rob. Wardell and Rob. Layton, who had seized 8 oxen and 4 horses, to the value of £30, within the lands of Henry Scroope, Esq. at Stainton &c.

[147^{b}.] Simon Emerson of Danby Forest, yoman, for diverting the Kings way at the same in places called Danby Lawndes † Cowparke, and elsewhere within the forest, by digging and setting of quick-setts &c.

Will. Mason of Tirrington, lab^{r}., for forestalling the market at Kirkby Moreside . . . . Anglice hath bene a Poulterer and hath bought for 20s., out of the market, 12 [blank], 300 eggs and six geese with the intent of selling them again &c.

* This name is not clearly written, and it is uncertain whether it is meant for Daster or Duster, nor does local knowledge give any help in the matter.

† In a Fine of 1242 four *launds* in the forest of Danby are mentioned, those of Souresby, Eskebriggethwoyte, Karlethwoyte, and the launda sub Threllkelde. A laund was a bare or treeless space in a forest. Places named Danby Lawns, Lawns House, and Lawns Gate yet remain, the latter in the township of Glaisdale. Danby Lawns, near Park House, may possibly be the place indicated in the present indictment.

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Thos. Pinder of Cowton, lab^r., as above, buying for 12s. 24 fowls (gallinas) &c with the intent &c.

Ralph Hallywell of Gillamore, lab^r., as above, buying for 10s. duas gallinas campestres, Angl. a morehen and a morecock, 200 eggs and 13 fowls &c.

Rob. Snowball of Tirrington, lab^r., as above, buying for 26s. a moorecock and a morehen, 22 fowls, 200 eggs and 12 geese &c.

Geo. Sowerby of Northholme, lab^r., as above, buying for 18s. 12 moorpowtes,* 11 doves, 20 fowls, 600 eggs &c [fined 2s. on his confession].

[148.] Geo. North of Erryholme, weaver, for that he did wittingly, falsly and deceiptfully make and worke one pece of lynnen cloth (value 3s. 4d.) conteyning 20 yeardes in length, contrary &c; Chr. Dunwell of Darneton in Co. Durham, weaver, for the like (value 5s.); John Todd of Knaton, weaver, for the like (value 5s); and Raphe Hunter of Clotherom, weaver, for the like (value 5s.). [Fined 2s. each.]

Rich. Grene of Hynderskelf for denying to appear at the Petty Sessions &c.

Tho. Pinkney, and Marm. Murray, both of Topcliff, for brewing without lycense.

Rich. Smyth of Skipton for neglecting the night watch &c; and also for keeping Rich. Marshall's wife † contrarie to the lawe of God and this land. [Per Geo. Chambers et Will. Hodge: Cap. Const.]

Widow Harrington of Hewton, Chr. Whitecake ‡ of Bransbie, Rob. Goodricke of the same (for his wife's offence), all for brewing &c.

Will. Thornton of Tollerton for fetching and buying beare at York § and selling the same at his own house.

John Camas ‖ and Steph. Scott, of the same, for brewing &c.

Rich. Flawith of Alne for using the trade of a webster &c.

Will. Tompson of Alne for making an affray upon the Constable. [Per Tho. Wait, Cap. Const.]

* A series of curious entries, both as regards the value of the different articles, and the nature of the charges. *Moorpowtes*, it is hardly necessary to say, usually denotes young moor-game. But as the offence in each case is dated as committed on Feb. 15, it is obvious the meaning here is more general. As to the terms *morehen* and *morecock* (which, as well as the *moorpowtes*, are in the Latin, *gallinæ campestres*), grouse are still almost invariably spoken of in this district as "moor-birds."

† Noteworthy as shewing in another direction the extent of jurisdiction of the Justices in Sessions.

‡ A curious name, originating no doubt in some nickname of older times. Compare the name of Pykwastell of 1302.

§ Apparently a contravention of the Statute 4 James, c. 4.

‖ Another name worth passing note. Perhaps the older form of the more modern Camidge. The English names Gammage, Cammegh, French Gamache, &c., are known.

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[148b.] James Hutchinson of Yarom, shoemaker, for refusing to kepe the night watch.

Chr. Pottes, weaver, and Rich. Seamer, butcher, of the same, as drunkards.

Myles Lonsdale of the same, yeoman, for lodging idle persons &c.

Tho. Shepard, butcher, Richard Seamer, butcher, Giles Elderbeck, weaver, Katherin Malleson, widow, all of Yarom, for brewing &c; Fr. Barker of Thornaby, Greg. Ingledew of Midleton super Leaven, Jane Richardson, widow, Thomasin Madderson, widow, Tho. Watson, Rich. Cowson, labr, all of Stoke[s]ley; Tho. Johnson of Eston, poore man; John Frankland of Lelam Bridge; Anth. Dale and John Agar, of Danby; John Whitfeild, yoman, Edw. Simpson, cordiner, Alice Concett, widow, Francis Tomlyn, tanner (all Recusants), Margery Whitfeild, widow, Geo. Knagges, cordiner, [149.] Peter Campion, cordyner, Tho. Boyes, husbn., Will. Bannester, blacksmith, all of Egton; Tho. Wood, Ralphe Smith and John Hudson, of Danby, all for brewing without license.

Fr. Graison of Midleton on Leaven, poor man and brewster, for making a drinking on the Saboth daie. [Per Will. Baytes et Marm. Liell: Cap. Const.]

Will. Allen and Will. Cheseman, of Lastingham, for brewing &c.

ORDERS made &c.

ORDERED THAT the filiation of Tomasyn Clerke's base child be referred to Sir Rich. Etherington, Rob. Brigges and Tho. Davile Esquires, or any two of them, and on their order certified, the Recognces in the Roll to be void.

Whereas Chr. Skarlett of Northallerton, on his oath, is in fear his house may be burnt by Chr. Bell of the same, a warrant to be made to attach the said Bell &c.

On consideration of Phillip Tankard's good service in the warres in Ireland * he shall have 20s. paid him until Michaelmas next, and then further order &c.

As Isabell wife of Anth. Valentyne late of Thirske is desirous to join her husband in Ireland, and craves some allowance for her journey, she shall have 13s. 4d. &c.

As Chr. Bell of Thirske swears the peace against Fr. Brughe, Tho. Brughe and Rich. Fewler,† a warrant &c.

* See above, p. 105, note. Of course Mr. Tankard's service may have occurred —most likely did occur—during the period of active hostilities closed in the last year of Elizabeth's reign. The next entry bespeaks the continued military occupation of Ireland.

† Quite possibly a survival of Fewiller or Feweller, a name descriptive of an occupation, meaning a person supplying fuel for fires. See Halliwell.

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THE NORTH RIDING RECORD SOCIETY has been formed with the object of printing and calendaring documents relating to the North Riding, primarily those now preserved in the Clerk of the Peace's Office at Northallerton. Mr. J. Cordy Jeaffreson makes the following remarks in his Report to the Magistrates of the North Riding on these important Records:—"Affording a variety of materials for the sufficient exhibition of the social history of the district to which they relate, the manuscripts are especially rich in three different classes of documents that enable the student to measure the numerical force, to estimate the material resources, and to observe the activity and resoluteness of the seventeenth century and eighteenth century catholics, where the gentry and yeomanry throughout successive generations adhered with singular tenacity to the doctrines and usages of the unreformed church. Indeed it is no exaggeration to say that the history of Catholic Recusancy in the Northern Shires cannot be completely told until the presentments of catholic recusants, the registrations of catholics and estates, and the long series of recognizances taken of catholics suspected of disaffection, that are preserved in the Sessional Archives of the North Riding, shall have been duly examined and manipulated for the use of competent historians. The same archives abound also with testimony, obtainable in the same measure from no other source, respecting the local influence and activity of North Riding families."

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THE

NORTH RIDING RECORD SOCIETY

FOR THE

PUBLICATION OF ORIGINAL DOCUMENTS

RELATING TO THE

NORTH RIDING OF THE COUNTY OF YORK.

VOLUME I.—PART II.

QUARTER SESSIONS RECORDS.

(EDITED BY THE REV. J. C. ATKINSON.)

c.

LONDON:
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As Peter Franckland of Danby swears the peace against Tho. Lascells al^s. Jackson, Rob. and John his sons, Rob. Lascells al^s. Jackson, Henry Lascells al^s. Jackson, Ragnell Jobson, John Hudson, Nich. Stringer and Geo. Franckland, therefore a warrant &c. [Note below:—Peter Franckland will call for this warrant at York.]

Whereas Rob. Browne of Sowerby harbors Eliz^th Mitchell al^s. Hewardine, wife (as she states) of one . . . . Hewardyne, and she is now with child . . . . the said Browne shall enter bond that neither she nor the child become chargeable on Sowerby, and that he will take her to her husband &c.

John Scotson, a poor man, be allowed to erect a cottage upon Melmerby More (bought of Geo. Steile) for the habitation of himself and family, without incurring the danger of the Statute 31 Eliz.

Mich. Ward and his wife of Kirkby Knoll be provided for according to the order made at the Easter Sessions, and to have 8d. a week paid by the Overseers of Kirkby Knoll, and in case of further need, Sir Henry Bellassys and Sir Tim. Whittingham to decide thereupon.

A warrant be made against Chr. Pressick to bring him &c and to keep the peace against Jane Preston, widow.

John Metcalf, a lame Souldyour, to have 20s. and be no more troublesome, and John Wilson, another, 10s, as above.

John Handforth. See the Examinations of Fr. Cawton [and] Will. Brandsby the younger touching Handforth; and likewise in a note under the handes of the said Cawton and Brandsby amongst the other Examinations. [Side-note:—ad assisas.]

[150.] Tho. Readman, lame soldier, shall have 10s; and his case be further considered.

A warrant be made against Tho. Simpson of Gilling, poulterer, to attach him &c.

A warrant be made against John Sewghell of Thirsk, for having spit in the Constable's face in the execution &c, to attach him &c.

Whereas £30 was allowed for the repaire of Barnard Castle Bridge and Depedale Bridge joyntly: nowe forasmuch as Barnard Castle Bridge is well known by the whole N. R. to be repaired, ... within this Division of the same Ridding £15 for the repaire of the said bridge shalbe forthwith estreeted and collected accordingly, but for thother bridge, viz: Depedale, the Court will be further advised before any collection or allowance for it be made.

The next Sessions at Malton 3 Oct. next.

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[151.] RICHMONDE,

Quarter Sessions at, 14 July 1609. Before Coniers Darcy, Tim. Whittingham, Tim. Hutton, Arthur Dakins, Knts. Tho. Davile, Adam Midleham and Rob. Pepper, Esquires.

Tho. Clerke, Deputy Sheriff, appeared for the High Sheriff.

PANNELL.

Chr. Allyson, Newton Morrell, Gent^{n}.		Tho. Lee, Fencott,	Yom^{n}.
John Smith, Easbie,	Gent^{n}.	Tho. Claxton, „	„
Tho. Duffeld, Bolton,	„	Jas. Lightfoot, Ridmer,	„
Leon. Robinson, St. Trinyons, Yom^{n}.		Rob. Beck, Melmerby,	„
Tho. Pibus, Brompton,	Yom^{n}.	Chr. Gill, Barton,	„
John Clerke, Newton,	„	Rich. Grange, Hornby,	„
Tho. Stephenson, Fencott,	„	John Metcalf, Sowerby,	„
		Geo. Danby, Barton,	„

WHO PRESENT—

John Normavile of Swinton, gent^{n}., for that he is a barrator, turbulent, contentious &c. [Side-note: removed by Certiorari &c.]

Rob. Norton of Swinton, gent^{n}., Tho. Chapman of Wardermarske, yoman, and Geo. Bayne of Swinton, yom^{n}. for trespass in pursuit of conies with greyhounds and pursnets, taking three, value 12d., in a close of the Earl of Exeter's called Canswick Moore at Snape &c.

[151^{b}.] Brian Hutchinson of Midleton Tyers for stealing an ewe, value 12d., at Halnaby, belonging to Chr. Fossick, &c.

Fr. Browne late of Ravensworth and Will. Browne of the same, carpenters, for dogging the cattle—sheep, cows, horses, heifers—of divers Inhabitants of Ravensworth and Whieston, at pasture in a place called The Hagges at Ravensworth, injuring and killing two sheep of James Collin's, worth 6s, one of Trimain Girlington's, gent^{n}., worth 3s. 4d., and one of John Harrison's, worth 3s. 4d. &c.

Raphe Smith of Exilby for that he, dwelling at an outhouse * distant

* Richardson (Engl. Dictionary) gives OUTHOUSE with the modern or usual accepted meaning, of a building without or detached from the dwelling-house; but his instances of occurrence, one from Hudibras and another from Beaumont and Fletcher, much more than possibly illustrate the meaning of the word as it stands here—a house not built in the hamlet or vill, but a low house standing by itself at a distance from the ordinary dwelling-haunts of men.

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a good space from any towne, keepeth an alehouse, and on Sunday 18 June did kepe and enterteyne diverse unlawfull persons &c.

John Butterfeilde for retayning &c Charles Lowe without testimoniall from his maister, Mathew Otterington of Hartforth, &c, and also for refusing to register his servant &c.

Charles Pratt of Bellerby for burning * moore groundes since the moneth of Aprill contrarie to the Statute &c.

Tho. Russell of Thornton Steward, Grace Craven, Alice Binckes and Rich. Metcalf, all of Bainbrig, Mich. Leeming of Carperby, [152.] James Nicholson and Widow Dixon of the same, and Tho. Bayne of Askrigg, all for brewing without license. [Per Adam Thomlinson et Henr. Turner: Cap. Const.]

Chr. Paycock of Romanby, the Constable and Inhabitants of Siggeston, those of Dighton, and those of Birkby, for not keeping the night watch.

The Churchwardens of Dighton (July 1609) for not paying the Lame Soldiers' money &c.

John Fawell of Brompton, Jas. Chapman of Siggeston, Chr. Marwood of Wynton, and Will. Artis † the younger of Siggeston, for lodging and harboring rogues, &c.

Rich. Flowre, Constable of Brompton, Tho. Kilvington and John Armyne, constables of Knayton, for not punishing rogues &c.

Rich. Thornton of Northallerton and Geo. Thackwray of Little Smeaton, for brewing &c.

The Constable and Inhabitants of Birkby, of Brompton, and of Holme and Holgrave for not keeping a Bedell ‡ to apprehend and punish rogues &c according to the articles sett downe by the Justices. [Per Marke Rawson et Oswold Tailour: Cap. Const.]

ORDERS made &c.

ORDERED THAT whereas a warrant was directed to the Constables of

* When this presentment was made the ink of the Statute 7 James, c. 17, could hardly have been dry. Parliament met 17 February, and sat till 23 July, and the present Sessions were held 14 July, the offence having been committed "since the moneth of Aprill."

† This is a name of perpetual recurrence in the North Riding, and from an early period, and under slightly varying forms,—Harters (1302), Artas (1498), Artis (in the text, 1609), down to Hartas, Hartus, &c., of the present day. The derivation, it is hardly necessary to add, is simply Artois. Compare the old names le Fraunceys, le Bret, le Norais, &c. &c., which occur perpetually in old deeds and in various forms.

‡ "I remember the time when rascally company was kept out, and the unlucky boys with toys and bells were whipped away by a *beadle*. I have seen this done indeed of late, but then it has only been to chase the lads from chuck, that the *beadle* might seize their copper. *Spectator*, No. 509" [quoted in Richardson's Engl. Dictionary].

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Rickwith and Thirne from Sir Tim. Whittingham J.P. for the apprehension of Chr. Clerk al^s. Brunskell, to be bound &c, which warrant Brunskill disobeyed [153^b.] therefore a Warrant per Curiam now be made to attach the said Brunskell and bring him &c.

Forasmuch as Chr. Paycock of Romondby, said to be worth £300 or £400 in goodes and money, doth enforce his wife and children, for want of relief, to goe a begging and was bound before Will. Mauliverer Esq. to appear at this Sessions &c, made defalt . . . . a Warrant be now made to appreheud the said Paycock and convey him to his Matie's Gaole there to remain &c.

Forasmuch as on the sworn information in court of Rich. Pepper, a warrant having been formerly made to the Constable of Midleton Tyas to attach John Hutchinson and Henry Hutchinson of the same for the keeping of the peace against the said Pepper, which warrant was contemptuously disregarded by both of them, a Warrant be now made to attach them and take them before &c.

Tho. Smelt of Aynderby Myers, gent^n., be appointed Thres^r. for the Lame Souldiors, and Tho. Sowerby of Disforth, gent^n., for the Hospitalls for this yeare.

John Keath of Danby Wiske be attached by Warrant per Curiam and brought before Sir Arthur Dakins J.P. to be bound with subsidie men to appear at the next Sessions to answer &c.

[153.] Will. Bell of Melmerby be appointed and sworn High Constable for Hallikeld instead of Will. Raper, displaced.

A Warrant be made to the Churchwardens and Overseers of Scruton to provide a house for James Bradley within their parish at a reasonable rent.

A warrant be made to attach John Brunskell, milner of Bolton Milne, and bring him &c to answer for deteyning of the servant of Stephen Story of Uckerby &c.

The next Sessions at Richmond, 6 Oct. next.

[154.] MALTON,

Quarter Sessions at, 3 Octr. 1609. Before Will. Eure, Henry Belassys, Rich. Cholmeley, Will. Bamburgh, John Gibson Senr., Henry Jenkins, Rich. Vaughan, Rich. Etherington, John Gibson, Junr., and Henry Franckland, Knts., and Rob. Brigges, Rob. Hungate, Henry Tanckard, Rich. Darley, and Will. Tanckard, Esquires.

Sir Hugh Bethell represented by Tho. Clarke, his deputy.

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PANNELL.

Marm. Raisin, Broughton, Gent^{n}.
Rich. Cotes, Swinton, „
Rob. Dobson, Frear Hill, „
Thos. Beswick, Huton Bushell, Yom^{n}.
John Storre, Huton, Yom^{n}.
Will. Egglefeild, Thornton, Yom^{n}.
Chr. Waynd, Great Bargh, „
Ralph Brandsby, Thirsk, Gent^{n}.
Tho. Bell, Dalton, Yom^{n}.
Rob. Coltus, Upledam, „
John Crawe, „ „
Peter Todd, Danby, „
Rich. Hill, „ „
Math. Carlyll, Skaking,* „
Laur. Otterburne, Wood Apleton, Yom^{n}.

WHO PRESENT—

Gilbert Marsingall late of Whitby, under 12 years of age, for breaking into the shop of Chr. Blencorne there and stealing 9d. [Confessed, and sentenced to be whipped at once at Malton.]

Henry Nelson, Constable of Sowerby near Thirsk, for permitting the escape of a man charged with felony, then in his custody &c.

[154^{b}.] Richard Marshall, Constable of Bransby, charged with the execution of a warrant granted by Sir W. Bamburgh for the apprehension of one Marm. Rawden to keep the peace towards Philip Maddockes, for not executing the same with Rawden in his sight.

Tho. Shepperd, butcher, Rich. Seamer, butcher, Math. Noddin, Katherin Maleson, widow, all of Yarme, for brewing &c.

Rich. Seamer and Chr. Pottes, of Yarme, as common drunkards.

James Hall, Constable of Worsall, for not appearing at the Petty Sessions, and for not payinge such sessementes and raites as are imposed of the said Constables by vertue of streetes from the Justices, and given him in chardge by vertue of Warrant from the Head Constables.

Adam Straughton of Brotton, lab^{r}., Rob. Bowman the younger of the same, husb^{n}., John Stoke, and Chr. Simpson, lab^{r}., of Skenegrave (Recusants); Tho. Newton, litster,† Fr. Barley, lab^{r}., John Hunterskales,‡ tailour, Tho. Stoppe, lab^{r}., Marg^{t}. Tweddell, John Rashe, tayler, Will. Agar, lab^{r}., and Rob. Wright, lab^{r}., all of Gisbrough, for brewing &c.

John Ruddock, Constable of Loftus, for not paying the sessementes and rates ymposed on that towne for bridges and other rates by streetes

* This name is almost certainly disguised by a scribal error. It may be meant for Skaling, a hamlet in Easington parish.

† Litster, a dyer. See above, p. 135, note.

‡ The record is not very legible, but the name appears to be as here given.

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directed from the Justices. [Per Will. Baites et Marm. Lyell: Cap. Const.]

Tho. Hall of Ruston for refusing to watch there. [Per Gawin. Pollard: Cap. Const.]

ORDERS made &c.

ORDERED THAT since Marg^{t}. Wolfe [see above, pp. 103, 144], late of New Malton has not complied with parts of a former Order touching the maintenance of her bastard child by Westropp Laycopp, a Warr^{t}. be made to bring her before &c.

The pension for Captayne Wood [see above, p. 88] be paid before Alhallow-tyde for the present year, and the estretes for collecting thereof to be delivered forthwith to the Collectors thereof.

Rob. Hardy of Easton (loss by fire) shall have 33s. 4d. &c.

Will. Turner of the same, blacksmith, having lately broken, shall have 13s. 4d.

Richard Mawger * of East Ayton in Pickeringelith (loss by fire when at work in the harvest field) to have 20s. &c.

[155^{b}.] Tho. Maisterman of Bransby, lab^{r}., crushed by the fall of a tree and forced to have one of his arms "cutt of" he to have 20s.

Whereas Grace Shales of Nonington demaunded peace in Court against Chr. Baites of the same, Clark, a warrant be made to bring him before Mr. Brigges &c.

Phillip Tanckard, gent^{n}., for his good service in warres beyond the seas, for the relief of his necessities, shall have £3 6s. 8d. paid him &c.

Whereas there hath bene in this Court controversie whether Will. Thompson of Danby or Geo. Wood of Lelam were the father of Thomasin Clerke's base child, and it now appears to the Court that Wood is the reputed father, the said Wood shall paie 5d. weekely to the said Thomasin until &c.; and forasmuch as it appears that, by the practizes and devises of James Marshall and Rob. Gryndon, Will. Thompson of Danby hath bene wrongfully charged to be the supposed father of the said child, and in consequence diverse tymes called to the Sessions, it is further ORDERED that a Warr^{t}. be made to attach the said Marshall and Gryndon and bring them &c.

Marm. Bellerby, a lame soldier, to have 20s. &c and be no further &c.

* A very ancient name, appearing in the forms Malgerus, Magerus, Mawgerus, and as early as the times of Alan de Percy, son of William de Percy, the founder of Whitby. The person so named appears as a witness to a deed of confirmation of his father's grants to the Abbey by the said Alan de Percy, dating early in the 12th century. Geoffrey and Roger, sons of another Malger, are met with in early documents connected with Rievaulx Abbey, not to mention other instances.

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WHITBY BRIDGE. ORDERED THAT, forasmuch as there hath bene heretofore some question by whom the said bridge is to be repaired, whether by the Countrie or not, and allegation made that there are some recordes extant which wold discharge the Country thereof, howbeyt no such record * hath bene shewed to this Court for that purpose though the same hath bene long expected, by delay whereof the said bridge for want of present repaire is very dangerous to passe and likely to fall,—for the speedier repair whereof . . . . if no such record for the discharge of the Country be shewed before Easter Sessions next, then there shall forthwith be estreeted within the N. R. towardes the repair &c the somme of seaven score poundes, and that the same shall within one moneth after the said Sessions be paid over to the Collectors for the same bridge, in respect of which said somme Sir Rich. Cholmeley doth undertake to discharge the country for the space of xx^tie^ yeares next coming of any charge &c for repair of the said bridge.

Forasmuch as Geo. Chambers and Will. Hodge, gent^n^., for many years High Constables for Birdforth, twice craved to be discharged of their office &c, Chr. Wright of Sowerby and John Collyer of Felixchurch, yeomen, shall be High Constables of the said Wapentage in the room of &c and shall forthwith repaire &c and take the oath &c.

Eliz^th^., wife of John Powley of Yarm, going in bodily fear &c of Marg^t^. wife of John Harker of the same, a warrant shall be made to attach the said Margaret &c.

Forasmuch as John Sewghell of Thirske has been convented for contempt of the Constable there in the execution &c (see above, p. 161), and has submitted himself, he shall be fined 20s. &c.

[156^b^.] Whereas a warrant was issued to the Bailiff of Langbargh for the apprehension of Chr. Pressick of Carleton (see above, p. 161) to have him bound to keep the peace &c especially against Jane Preston, widow, and the same warrant served and arrest made, and he the said Pressick, being in custody, obtained a 4 days respite promising then to go before Will. Mauliverer, Esq, but used the respite to go to York and obtain by a false oath a Supersedeas from the Lo. President and Council of the North &c &c, the perjury &c be referred to the Lord President and Council's censure &c, and as regards his slanderous petition of right against Chas. Layton Esq. J.P., as he is not present, his recogn^ces^ be forfeited and estreeted &c [divers other charges being also made, and referred to the Lord President &c].

The said Pressick, having submitted himself for the battery made upon Henry Darnton, Clerk, be fined 20s. and also for the riotous

* See above, p. 133, note.

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taking away of four loads of tithe hay of the said H. Darnton's, be further fined 20s.

TANFELD BRIDGE.—Forasmuch as the Country was never heretofore charged for the repaire of any bridge at Tanfeild . . . . his Mat^ies Justices cannot so farre satisfie his Lordships letters to that purpose as his Lordship requires, neyther do they thinke fitting to charge the Country with such impositions as cannot be revoked at pleasure, but will bind the Country ever hereafter: but they are willing not only of themselves to afford some benevolence, but will also use their best endevours to make others of the better sort to do the like, which their willingnes they hope his Lordship will accept, and not to presse them farther, for the reasons abovesaid.

[157.] On letters from the Lo. President of the North on behalfe of Capt. Henry Wood Esq., the said Capt. Wood shall have paid unto him from the eight daie of Feb^ry. next, being the usuall tyme of payment for the yeare then following, such allowance out of the N. R. for provision of his Maties Houshold * as Rich. Bland, late Purveyor, formerly had for the like service, so as he, the said Capt. Wood, doe enter bond &c at or before the next Quarter Sessions after Easter to free the said N. R. of all further charges &c for his Maties Houshold during the time he shall continue in that place, he procuring letters from the Lordes of His Maties Household and Maisters of the Greencloth for their allowance of that his service before the Sessions aforesaid, yf Sergeant Hutton shall thinke fitt such letters to be procured: and he not to be charged with any arrearages due before the tyme of his said entrye.

Will. Willymote of Denby, Co. Derby, be, by a Mittimus per Curiam, conveyed to York Castle for vehement suspicion of pursecutting by him committed at Malton. [Mr. Brigges hath the Exam^ns. and will informe &c.]

John Ripley of Pickering, for suspicion of being accessory to the murder of a child, be committed to prison bycause † he could not find subsidy men for his baile &c.

KNOWE ALL MEN to whom thes presentes shall come that we, his Maties Justices here assembled, doe license ‡ and allowe Geo Pearson, now servant and fawkener to Sir Henry Franckland of Awdwarke within the N. R., Knt., to shoote hayle shott in handguns or birding

* Statutes touching the office of Purveyor of the King's Household were passed 28 Edw. I. and 36 Edw. III., c. 2, in each case.

† "BECAUSE. . . . Formerly written *bi cause*, P. Plowman, B. iii. 99; also *be cause* and *by cause*. *Be*, *bi* and *by* are all early forms of the preposition *by*." [Skeat.]

‡ By 1 James, c. 27, it is provided that a "licence to shoot in a gunne for Hawks meat" may be given by the Justices at Quarter Sessions to kill "Crow, Chough, Pye, Rooke, Ring-dove, Jey, or smaller birds, for Hawks meat only, &c."

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peece at crowe, choughe, pye, rooke, ringdove, jay, or small birdes for hawkes meat only, and so as he shoot and kill the said hawkes meat for the said Sir Henry Franckland his Mr. according to the true intent and meaning of the Statute in that behalf made and provided, and not otherwise &c.

Next Sessions at Helmesley on Wednesday next after the Feast of the Epiphanie next.

RICHMOND,

Adjourned Sessions at, 6 Octr. 1609. Before Henry Linley, Tim. Whittingham, Stephen Prockter, Tim. Hutton, Knts., and Tho. Davyll and Will. Tanckard, Esquires.

Sir Hugh Bethell represented by John Lomley and Henry Gamble, his deputies.

PANNELL.

Henry Conyers, Holtby, Gentn.
Rob. Norton, Swinton, „
Martin Carter, Aldbrough, Yomn.
John Horner, Carlton, „
Steph. Metcalf, Chauntrie, „
Gawdwin Spence, Coram,* „
Nich. Firbanck, Forcett, „
Tho. Duffeld, Bolton, „
Rich. Miles, North Cowton, „
Chr. Wilkinson, Barton, „
Tho. Pibus, Brompton, Yomn.
John Johnson, Pattrick Brompton, Yomn.
John Robinson, Wawden, Yomn.
Will. Firbanck, Melsonby, „
Will. Myles, Hornby, „
Ralph Simpson, „ „
Chr. Mitchell, Skabd Newton,† Yomn.

[All the said Jury except Hen. Conyers, Robt. Norton, Tho. Duffeild, Ric. Miles and Jo. Robinson are fined, eche of them (after they had delivered in a verdict) 2s. for departing without license.]

WHO PRESENT—

Rich. Cotes of Thornton Beanes, labr., an informer, for extorting, colore officii sui, a fee of 19s. 10d. at Thirske from one James Scott of the same; and also for the like in the matter of 19s. 6d. taken from James Browne of Thornton in le Moore &c.

* A contraction for Coverham.

† It is not easy to identify some of these by-names applied to places. From the vicinity indicated by the great majority of the accompanying place-names either Newton le Willows or Newton Morrell is indicated.

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John Keth late of Danby super Wiske for an assault on one Will. Branton of the same &c.

Peter Brunton of Cathropp, husb^{n}., Constable of the same, for refusing to execute a warrant issued by Sir Rich. Theakeston for the apprehension of one Fr. Hunton, &c, to keep the peace, especially towards Elizth. wife of Ralph Smith.

Tho. Palleser, late of Thirsk, blacksmith, and Jane his wife, Mary Concett, spinster, Rich. Palleser and John Palleser, yeomen, Anne Palleser jun^{r}., spinster, John Sharpe, tanner, Rob. Wardell, yeoman, all of Thirsk, Rob. Palleser of Sand Huton, yeoman, Edw. Fawcett and John Watson of Marderby Grainge, yeomen, with others, for riotously assembling themselves and making forcible entry upon a certain close at Thirsk the property of Will. Earl of Derby, called Stockinge-taile, late in the occupation of Rich. Hanforth, now of Will. Bell of Thirsk, mercer, &c.

Lambert Wade late of Southmyre in Masshamshire, shoemaker, being under arrest, to be taken to York Castle, by Simon Lee, a special bailiff deputed by Sir Hugh Bethell, High Sheriff, on a warrant issued by the same &c that he, the said Wade, should keep the peace &c especially towards Roger Baine, and also one Humfrey Toller of the same place, shoemaker, and Isabella, the said Wade's wife, for an assault on the said Lee resulting in the escape or rescue of the said Lambert Wade.

The Inhabitants of Newsham, Dalton, Barningham and Hallgate for refusing to criminate (accusare) the persons or parties concerned in the throwing down of 200 roods of a stone wall raised by the Earl of Exeter, Lord of the manor of Newsham within the parishes of Barningham and Kirkby Ravensworth, for the purpose of enclosing and improving a certain parcel of Newsham Moor called the Longe Grene (or Langrene) &c.

Chr. Knowles of Exilbie, alehousekeeper, Widow Cottom and Will. Hargill of Kirklington, Lancelot Carr and Rich. Tyerman of Wath, and Anne Walker of Melmerby, for harboring rogues &c.

[159^{b}.] John Todd of Wath for harboring &c one Katherin . . . . , comonly called Litle Kate, and her child &c.

James Scruton of Melmerbie for harboring of Luce Kinge this two yeares and more.

James Meeke of Myddleton for keeping of his daughter Ellen Meeke, having a husband dwelling in another place, and having two children borne forth of the parishe. [Per Will. Bell et Ric. Best: Cap. Const.]

Will. Whitelock of Baldersby, alehousekeeper, for that his wife bought a hatt, which was stolen, of a rogue, he having another capp

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on his head, and bought it for a tryfle; and Jeffery Rowtles of the same, alehousekeeper, for that his wife bought a table-cloth of a rogue. [Per Ric. Best: Cap. Const.]

Henry Loftus, Constable of Hackforth, John Hebden and Rob. Kinge, Churchwardens of the same, for that they never meet in Easter weeke to have appointed surveyours for hiewaies.

Tho. Sampson of Scruton for playing at unlawful games on the Sabboth.

Nich. Pickerskill, Constable of Ilton, for not searching public-houses for disorders &c.

Rob. Pybus of Beedall for making an affray upon Leonard Lodge of the same &c.

Chr. Barkar, Constable of Rookwith, for not searching for disorders &c. [Per Joh. Dodsworth et Tho. Jackson: Cap. Const.]

Will. Baitman of Askrigg, thatcher, for taking wages contrarie to the Statute &c. [Per Ad. Thomlinson: Cap. Const.]

Tho. Wood of Borrabie and Rob. Merrington of Northallerton, for common frequenting of alehouses contrarie to the Statute.

The Inhabitants of Birkby for not keeping their night watch, and those of Winton for the like.

[160.] Tho. Jackson of Knayton for refusing to help the Constable in apprehending and punishing of rogues &c.

Marm. Fawcet of Borraby for brewing &c. [Per Oswold Tailour et Marm. Rawson: Cap. Const.]

The highe wayes throughe the towngayt * in Morton upon Swayle, being the Kinges heigh street, leading from Beedall towardes Northallerton as being in great decaie &c and that the same ought to be repaired by the parish of Aynderby Steeple. [Per Tim. Whittingham, mil. et Steph. Procter, mil., et homag'.]

ORDERS made &c.

ORDERED THAT Tho. Smelt of Aynderby Myers, gent^{n}., stand Constable of the same for this yeare ending at Michaelmas next.

Whereas Chr. Cook of the Citty of York, inholder, deposeth on oath that John Keath of Danby Wiske, knowing of the warrant graunted from this Court for his apprehension, nevertheless said to Mr. Tyndall and others that he would submit himself to never a Justice of them all, and also that the said Keath being in Northallerton, the Constable of Yafforth and o^{rs}. having the same warrant and assaying to take the said Keath, he runn away leaping and shaking his heeles, saying comme take me, comme take me, not yelding himself to the

* See former notes, pp. 99 &c.

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same warrant . . . . a warrant be made directed to the Shiriff and to all bailiffs and constables to take the said Keath &c.

The order for the repair of Barnard Castle Bridge, viz. for the somme of £15, be again ratified &c.

[160b.] Whereas Rog. Bayne of West Close in Massamshire hath slandered the Court the last Sessions at Thirsk, affirming that the Court would not graunt him the peace, and that he could not have justice therein, and being also convented for some hard usage towardes his wife for which she departed from him, forasmuch as he hath submitted himself to this Court and is willing to receyve his wife againe and lovingly to use her as his wife, the censure of the Court be respited &c: and also that Will. Horsman, Deputy-bailiff for that Division, shall bring his wife to him again.

£30 shall be allowed and payd forth of the surplusage of the Hospitalls money by the Thres^rs. of &c. to the handes of Ralph Hutchinson of Rippon towardes the erecting &c of a new stone bridge at West Tanfeild, if so much money doth remeyne in the handes of the said Thres^rs., receyvours and collectours for vii^en yeares by past or more, and thaccomptes of such accomptantes to be seene &c before Sir Tho. Lascells, Sir Henry Linley, Sir Coniers Darcie, Sir Tim. Whittingham, Sir Arthure Dakins, Sir Tim. Hutton, Knts. and Tho. Davile Esq. or by vi, v, iiii or iii of them, at such daies as &c.

Capt. Henry Wood shall have his pension for Muster M^r. forthwith paid unto him, and the order conceyved for him at Malton Sessions to be now ratified.

The issues retorned against the Inhabitants of Kepwick for not finding a Constable there be respited &c, and the rather for that John Lepton and Tho. Danby, Esquires, or some that will undertake for them in that behalf, are appointed to be at the next Sessions to receyve further order therein.

Nich. Pickersgill, late Constable of Ilton, presented for not punishing roagues, and convented * for the same and contemptuously behaving himself in Court, on his submission, be fined 6s. 8d.

[161.] John Bland, a lame Soldier, have a yearly pension of 40s. &c.

A Writt of Restitution be made per Curiam directed to the Shiriff for the possession of a tenement at Arnegill [see above, p. 96] and Messuage and landes at Pott from which Abraham Smith was dispossessed by force.

A similar Writ be made for the possession of a close at Thirsk in favour of Will. Bell.

Every towneshipp not having a sufficient Constable be fyned upon defalt &c.

* See note, p. 144.

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John Rayne of Mickleton be licensed to kepe an alehouse, and Sir Tim. Hutton to take his recogn^ces &c and send it to the Clerk of Peace.

By mutuall consentes all matters touching the prosequution of any proces from London for the peace betweene Geo. Hutchinson and John Raynerdson, and their freindes named y^r in, shall cease, and further that as well . . . . Raynerdson of Aldbroughe, Will. Cootes, Tho. Pickard, Chr. Tenand, Marm. Blenkinsopp, Tho. Williamson and Anth. Pybushe shall repayre to Sir Tim. Hutton and enter bond &c to kepe the peace against Geo. Hutchinson, and also that Geo. Hutchinson of Midleton Tyas, Geo. Nodder and Roberte Smith of York shall repair to the said Sir Timothie Hutton, to be bound to keep the peace against John Raynerson &c.

As Mich. Robinson and Tho. Pickard have, by mutual consent, referred all matters betwixt them touching £6 claymed by the said Pickard of the said Robinson by a bill &c to the arbitrament &c of Tho. Warcupp and Anth. Byarley, gent^n., with the umpridge* of Mr. Parson Lascells &c, and if they cannot end it, then both parties shall appeare at the next Sessions &c.

Whereas the Bailiffes are very negligent in the returne of the warrantes of Sessions to them directed in not attaching &c . . . . they shall truely retorne in their preceptes and bring in either bodies or bondes of all persons in their warrantes &c.

As there are diverse controversies betwene Bryan Stapleton of Beedall, gent^n., and Symon Hanley of the same, to avoid suites and strife between neighbours &c, upon their mutual submission, all matters depending between them shall be referred to arbitrament &c of Sir Tim. Whittingham and Tho. Davile Esq., the two litigants to attend as desired &c: if Hanley declines or objects, he is to be taken bound to appeare at the next Sessions to answere his contempt &c: and further, that if the said Hanley, his wife, or any of his family doe abuse the said Hutchinson his wife &c (they going about their occasions†) on complaint thereof to a Justice a warrant be made &c.

Ad hanc Sessionem certificatæ fuerunt Inquisitiones subsequentes:—

* *Umperage* is used by Bishop Hall, and *umpirage* by Bishop Taylor. It is a fact not generally recognized that the word *umpire*—called a "curious word" by Skeat—has lost an initial *n*, and that *numpire* was once a common form, M. E. *nompere* or *noumpere*. "NOWMPERE or OWMPERE, Arbiter" [Pr. Pm.]. Spelt *noumpere*, *nounpere*, *nounpier* in Piers Plowman. A compound from Fr. *non*, not, and O. Fr. *per*, a peer, an equal; from Lat. *non* and *par*.

† An obsolete sense of the word, equivalent to business, or the calls and performance of the same. A sense not in the ordinary dictionaries. Halliwell gives "OCCASIONS. Necessities of nature," as a provincial word, a sense in which I have not infrequently heard it, and which is paralleled in Jeremiah, ii. 24:—"A wild ass, used to the wilderness, ... in her *occasion* who can turn her away?"

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INQ. PRO FORCIBLE ENTRY } Inq. &c. capta apud Northallerton &c 5 Oct. 1609, on the oath of Ralph Humfrey of Northallerton, gent^n., Tho. Crawforth, of Brunton, Will. Graunt and Rich. Flower of the same, Ja^s. Meade, Anth. Adstone, Will. Welfoote, Anth. Simpson, of Northallerton, Tho. Rowntree of Barrowby, Will. Brittaine and Cuthb. Kendrew of Thornton Beanes, yeomen, before Sir Tim. Whittingham and Sir Steph. Prockter, two of his Maties Justices &c, who say on their oath that Abr. Smith had long been in lawful and peaceable possession of a messuage &c in Arnegill, until Tho. Cooke al^s. Leighton, yeoman, Fr. Lofthouse of Arncliff, yeoman, and Rich. Hanley of Arnegill, yeoman, together with other evildoers—viz. Will. King of Crabtree-house, yeoman, Chr. Danby Senr. of Mowthrope, gent^n., Will. King of Pott &c (as at p. 96) made forcible entry and disseised the said Smith, none of them having any right or title so to do. [Side-note. Certiorari retorn. Termino Hillar. 1609 per Hamp. Att.]

Forcible Entry.—Inq. &c capta apud Northallerton &c, before the same Justices and with the same Jury; who say that Abr. Smith of Arnegill yeoman had long been &c of a messuage &c in Pott until Tho. Jackson of Ilkton (£3), Miles Danby of Allertonshire, gent^n. (£3), Edw. Foster of Pott, yeoman (40s), Steph. Slenger of the same, yeoman (40s.), together with certain other malefactors, viz. Chr. Danby of Leighton Esq (£10), Eliz^th. Danby of Pott, widow (£10), Rob. Danby [162^b.] of Massam (20s), Rich. Beckwith of the same, yeoman (£3), Chr. Atkinson of Healey, yeoman (40s.), Hector Atkinson of Pott, yeoman (£3), John Dodsworth of Massam Maynes, yeoman (£3), John Askwith of Healey, yeoman (40s.), and Fr. Thwaites of Ilkton, yeoman (40s.) made forcible entry &c. [Fines cujuslibet ponuntur super eorum capita.)

Next Session at Richmond in Friday next after the Feast of the Epiphany next.

Northallerton Sessio per Warr. de novo. In rotulis pro Richmond, Oct. 1609 } Wee, his Maties Justices of Peace within the N. R. of the Co. of York, whose names are here subscribed, for sundrie considerations us thereunto moveinge, have thought good, agreed, and do thereupon with one full consent order and appoint that the next generall Qu. Sessions of Peace, to be holden after the Feast of the Epiphanie now next, for the Divisions of Richmondshire and Allertonshire, shalbe kept at Northallerton upon Thursdaie next after the said Feast of Epiphanie, being the xi^th. daye of Januarie next, notwithstanding the last adjournement thereof.* Yeoven under our handes the xxx^th daie of October 1609.

* As it will be seen in the sequel the said Sessions were, notwithstanding this

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Originall signed by—

Sir Edw. York
Sir Tho. Metcalfe
Sir Marm. Wyvell, Knighte[s]
And Rich. Aldburghe Esq.
Sir Tho. Lascells
Sir Rich. Musgrave

[164.] HELMESLEY,

Quarter Sessions at, 9 Jany. 16$\frac{09}{10}$. Before Henry Belassys, John Gibson sen., Tho. Belassys, Rich. Vaughan, John Gibson Jun., Henry Frankland, Knts., Chas. Layton and Tho. Norcliff, Esquires.

Sir Fr. Hildesley, High Sheriff, represented by Edw. Saltmarshe and Alex. Dixon, his deputies.

FIRST PANNELL.

Ralph Bransby, Thirske, Gent^{n}.
Will. Snawdon, Wood Apleton, Yom^{n}.
Chr. Johnson, Raskall, Yom^{n}.
John Ripley, „ „
Tho. Taylour, Thornton, „
Will. Wylson, Nawton, „
Rob. Thompson, Marske, „
Tho. Hicks, Kirkby Moreside, Yom^{n}.
Edw. Raper, Angram, Yom^{n}.
Will. Barker, Marske, „
Will. Ley, Ayslaby, „
Nich. Barker, Budelam, „
Tho. Foster, Mydleton, „

SECOND PANNELL.

Rich. Cootes, Swynton, Gent^{n}.
Will. Metcalfe, Tylehouse, „
Geo. Lotherington Nunnyngton, Yom^{n}.
Ralph Robson, Slingesby, Yom^{n}.
Mich. Trattle, Rosedale, „
Geo. Franke, Huton Hole, „
Fr. Challoner, Merton, „
Will. Emerson, Skelton, Yom^{n}.
Tho. Chapman, Ayslaby, „
Chr. Carleton, Thirleby, „
James Lyones, Skelton, „
Tho. Jackson, Pickering „
Fr. Huntrodes, Staxby,* „
Tho. Robinson, Rydcarr, „
Tho. Richardson, Pickering „

WHO PRESENT—

Isabella Glover late of Barnard Castle, spinster, for stealing unam peciam ferreit, Angl. a lynne pinne, value 2d., of Lancelot Cowper's.

Order, held at Richmond as originally fixed. The Justices at this time seem to have agreed to differ about such matters.

* 'Stakesby' is interlined above "Staxby."

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Will. Allanby of Hemlington, husb^{n}., Mich. Hornell and Tho. Hornell of the same, laborers, for an assault on James Smith at Hemlington, and rescuing five oxen of the goods of the said Allanby, of which Smith was then in possession by distraint &c.

[164^{b}.] Will. Carter late of Thirske, glover, and Jane his wife, Will. Fall late of Carlton, lab^{r}., Will. Kemp late of Thirske, rooper,* Tho. Warwicke and Alex. Thompson, laborers, Oliver Bartell, and John Richardson, roopers, all late of the same, for entering a close of Tho. Pallesers called Stockingtayle (see above, p. 170) at Thirske, and cutting and mowing the oats growing there, to the value of £4 &c.

Rob. Browne of New Milnes, milner, for trespass in a close of Rich. Peartes called Lanmonth Inge or Lanmonth Ynge, and riding over and damaging the herbage growing there, to the amount of 5s. &c.

Will. Neesam late of Ampleford, lab^{r}., Chr. Boyes, Tho. Sisson, Rob. Sisson, Will. Banckes, weavers, and Rich. Woodhouse, tailor, all of the same, with many others to the number of sixty, for riotously assembling in modo insurrectionis in conventiculis &c and with great disturbance committing an assault on one Will. Tate at Ampleforth.

Will. Atkinson of Alne, alehousekeeper, for, about St. Andrew tyde, 1609, &c suffering unlawful games, viz: cardes, to be used in his house, and for selling ale after the rate of 16d. a gallon &c, [165.] and also Raphe Williamson of Thormanby and Rob. Fawdington of Alne, for playing cardes at the said Atkinson's.

John Belwood of Cowsby, thelder, for brewing and keeping an alehouse without license, and permitting disorder in it.

RECUSANCY.

Isabella wife of Anth. Jackson of Helmesley, shoemaker, who, on 11th April, 3 James, being of the age of 16 years, did not repaire to her parish church, or any other church, chapel or customary place of common prayer &c, nor during the space of 4 years and 6 months next following &c contra formam cujusdam Statuti &c 23 Elizth. necnon contra Statutum 3 Jacobi &c. [Side-note:—10 day of Jany. 1609, this Indictment was proclaimed and published according to the Statute &c scil. ad hanc Sessionem comparend. prox. Sess. &c.]

Chr. Boyes of Hemlington for reteyninge Jayne [Johan]† Camplion ‡ being formerly hired with Roberte Hunter, younger, before Mr.

* "ROPER. A rope-maker."—Hall.

† 'Johan' is interlined above Jayne as if in explanation that the name was in reality Joan or Johanna.

‡ Camplin is still the common, almost conventional, corruption or pronunciation of the name Campion in all this district. In fact the sound of the name as written is rarely heard among the people themselves.

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Brigges Esq. and Will. Nesse, Head Constable there. [Per Will. Nesse: Cap. Const.]

ORDERS made &c.

Forasmuch as there is no Constable at Hemlington and the defalt is in Geo. Rickatson, who by couse * of neighbourhood is to exercise the same office and doth refuse so to doe . . . . a warrant be made to commaund the said Rickatson &c, and if he refuse, to attach him &c.

Ralph Bransby of Thirske, gent^{n}., ... be appointed one of the High Constables of Birdforth untill he shall thereof be lawfully discharged &c.

A warrant be made to cause Chr. Wright of Sowerby, gent^{n}., to repaire to some Justice to take the othe of High Constable within the said Wapentack of Birdforth, likewise elected by the Court to that office.

[165^{b}.] Tho. Palleser, indicted with ten others, for forcible entry on a close of the Earl of Derby's, in the occupation of Will. Bell, called Stockingtaile, traversing the said Indictment, to have a day &c.

Will. Fletcher of New Malton, having one of his legs broken, and his petition vouched by Sir Will. Eure and Rob. Brigges Esq., shall have 20s. &c.

A warrant be made to apprehend Ralph Chapman of Midleton in Pickering-lith, Clerk, and bring him before some Justice to be bound &c and to answer what may be alleged against him by Tho. Gill of Wrelton.

A warrant &c to apprehend John Shaw al^{s}. Walsh of Yourdale in Hawnby parish to bring him &c to answer &c touching a bastard by Barbary Browne.

A suitable dwelling be builded in Lastingham for Marg^{t}. Wilson, widow, of the same, so as it be not hurtfull to the Lo: of the Mannour nor to the Inhabitants.

Will. Turner of Great Easton to have 13s. 4d. allowed him &c.

A warrant &c to attach Anth. Jackson of Helmesley, shoemaker, and bring him &c to be bound to bring in Isabell his wife at the next Assizes or Quarter Sessions to answer her RECUSANCIE (see last page).

Humfrey Warrand, a lame soldier, to have 20s. allowed for the present, and further order &c.

John Morley of Thornbroughe shall have 4d. a week from the Over-

* Probably a mistake for cause. See *bycause*, and the note on it in a former page.

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seers of the same for arrerages from St. Thomas daie in July last, and the same to continue &c.

Tho. Readman of Gillamore, shall have 10s., and also John Wilson of the same, a poor soldier, 5s.

[166.] Phillip Tankard, gent^{n}., Souldiour, shall have 20s. and be further considered next Sessions.

Peter Tenant, a lame soldier, shall have 5s., and to bring certificate of his birth at Lynton upon Owse &c.

Rich. Mawger of East Ayton shall have 10s., and not to trouble &c.

Anth. Rydesdale of Spawnton, being consumed by fyer, shall have 20s. &c.

A warrant &c to attach John Seaton of Rigge in Langbargh to bring him &c to answer . . . . touching the filiation and education of a bastard by Isabell Rowntree. [Direct this to the Constable of Easington in Langbargh and the Bailiff of Langbargh.]

A warrant &c to attach . . . . Dowson of Shirif Hutton &c to answer for brewing and keeping an alehouse without license.

Next Sessions at Thirske 16 April next.

[168.] RICHMOND,

Adjourned Quarter Sessions at, 12 Jany. 16$\frac{08}{10}$. Before Coniers Darcy, Tim. Whittingham, Arthur Dakins, Knts., Tho. Davill and Rob. Pepper, Esquires.

Sir Fr. Hildesley, High Sheriff, represented by Edw. Saltmarshe and Alex. Dixon, deputed by him.

PANNELL.

Chr. Croft, Scoteskew,*	Gent^{n}.	John Sadler, Burneston,	Yom^{n}.
Tho. Duffeld, Bolton,	„	Mich. Lyeth, Morton,	„
Geo. Slinger, Ainderby,	„	John Rowth, Kirklington,	„
Geo. Burton, Scorton,	„	Will. Cootes, Brompton,	„
Tho. Lumley, Warlaby,	Yom^{n}.	Math. Foxton, „	„
Will. Rymer, Morton,	Gent^{n}.	John Squire, Aynderby,	„
Steph. Metcalf, Chantree,	Yom^{n}.	Miles Smith, Leeminge,	„
Geo. Squier, Aynderby,	„	Math. Pybus, Kirkby Fletham,	Yom^{n}.
Ja^{s}. Lightfoot, Rydmer,	„		

* Shutterskelf is probably the place intended.

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WHO PRESENT—

Tho. Bayne late of Askrigge in Wensley-dale, shoemaker, for stealing at Settle a pair of shoes, value 8d., belonging to a person unknown.

Geo. Cotes late of Thornburgh, carpenter, for stealing a bee hive with bees and honey, value 8d., belonging to Chr. Atkinson of Melmerby near Wath.

[168b.] John Key of Kirkby Fletham, labr., for stealing a lamb, worth 6d., of James Polson's of the same.

Barnard Spence of Wawden, yeoman, for stealing a sheep, worth 4s., belonging to Edw. Tailour, at Newbiggen &c. [Pleaded guilty: fined 2s.]

Tho. Wells late of Fearby near Massam, yoman, for stealing a bullock worth 38s., Will. Stephenson's of Scotton. [As above is fined 6s. 8d.]

Nich. Hawe of Hackforth, labr., a lodger for the night in the dwelling house of Tho. Rudd at Apleton, for stealing 6d. in money, belonging to Henry Halle, and a pair of stockings &c. [Pleads guilty: Sentence that he shall publicly, in the Church of the place where he lives, repeat distinctly after the Curate, in time of Divine Service, his confession of and repentance for his crime, as below written, (not inserted, however) and shall be set in the stocks for three hours.]; and also for stealing at East Apleton an yron teame [chaine] of Tho. Rudd's, value 4d.

Brian Hutchinson of Midleton Tyas, yeoman, and Leon. Simpson late of the same, yeoman, for an assault, at the same place, on one Tho. Waggett, deputy Bailiff for Richmondshire, and forcibly taking from him sundry of the goods and chattels of one Brian Smithson taken under distraint by the said Waggett &c.

ORDERS made &c.

[169.] ORDERED THAT Edw. Robynson of Roxby near Pickering, confessinge himself once drunken at a meeting, be fined 5s.

Mich. Robynson of Sutton Howgrave, indicted as a common Barratour, and having gotten himself discharged upon the Indictment without being bound for his behaviour, and for that there are diverse other complaints made against him . . . . a warrt. &c to bring him bound &c.

Mr. Edw. Topham and Mr. Fr. Atkinson shall viewe the decaye of Cover [or Coverham] Bridge and certifie at the next Sessions what wilbe sufficient to repaire it.

Forasmuch as James Belassis Esq. has made divers complaints touching unequal and unfair assesment of his tenement in Wensley-

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dale, holden of the King's Matie at Swawsholme . . . . the Sesssours for the time being within the Parish of Askrigge shall duly and fairly reconsider the matter, shall not distrain upon the said Thomas on any outstanding warrant, and shall make restitution to him for any wrong hitherto &c; and lastly that "yow or some of yow, to whom it shall apperteyne, shall bring or present unto Sir Conyers Darcy and Tho. Davill Esq, or either of them, the particuler bookes of Sessementes that they may see and understand thereby how an equall proportion of assessment hereafter [may be] made &c.

Forasmuch as Anne wife of John Sweetinge of Midleton Whernhowe is a notorious scold, a common drunkard and a woman of very lewd and evell behaviour emongst her neighbours . . . . a warrant &c. to bring her &c.: And further that when and how often soever as she shall offend in scolding she shalbe by [169^b.] the Constable of Midleton ducked,* and if she be found drunken that she either paie her fine according to the Statute, or be sett in the stockes by the space of vi houres; and Will. Bell and Rich. Best are commaunded to see this order executed as often as nede shall require.

A warr^t. &c to attach Tho. Atkinson of Raynton and bring him &c to answer &c and as touching the lodging of diverse persons suspected of felony, and vagrant people, namely Eliz^th. Grime and Judith Birkett, and others, &c.

Three warrants &c against Geo. Raper of Synderby, Ann Walker of Melmerby, and Lancelot Carr of Wath, for harboring of vagrant persons &c.

£30 shall be forthwith levied within the N. R. for the repaire of Catherick Bridge.

A warrant &c to attach John Garthe of Brompton upon Swayle to bring him &c.

Marm. Bellerby, a poore souldiour, shall have 20s. allowed him and to be no more chargeable &c.

A warrant &c to attach Eliz^th daughter of Will. Hutton late of Whitwell, but now of the Southmoures nere Atlow Cowton, being Math. Dodsworth's hired servant, but having left his service under colour of going to see her father represented as being sick, without making any account of such thinges of her Maister's as she had in her custodie, and as her said Maister and M^res being in long expectation of her retorne are destitute of a servant &c, and also to attach the said Hutton, or such other person as doe relieve and keepe her, and they to be bound that she shall presently repaire unto her said M^r service againe, and to appear at the next Sessions.

* The first notice of this punishment which has presented itself in these Minutes and Orders.

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Next Sessions at Thirske, 17 April next.
[170. not numbered.]

RAITES.

Mem^{d}.—That when a Rayte is mayd vppon the country for Repaire of any Bridge the chardge being for the purpose—£20 (or more or less).

The Wapentages are severally to be devyded as followeth—viz according to the old Presedent.

	£	s.	d.
Chardge.—Richmondshiere the juste third p^{te} of the whole	6	13	4
Langbargh halfe of Richmondshiere .	3	6	8
Bulmer the fifte parte lesse then Langb'.	2	13	4
Rydalle the fourth pt^{e} lesse then Bulmer	2	0	0
Birdforthe the sixt p^{te} lesse then Ridall .	1	13	4
Pickeringe Lyth deducting the 11 p^{te} lesse then Birdforth	1	10	0
Allertonshire deducting ye 9 p^{te} lesse then Pickering	1	6	8
Whitby Strand by 3 p^{tes} of 8 p^{tes} lesse than Allertonshire		16	8
£20			

Yf the Chardge be more or lesse it must still be proportioned in this sorte. Yf ye chardge be dubled to this some of xx^{li} ye severall deductions must likewise duble these here above noted et sic de ceteris.

£	s.	d.		£	s.	d.	li.		
13	6	8							
Chardge 20 marks—			Rich(mondshire) .	4	8	10	iiii.	viiis.	xd.
			Lang(bargh) . .		44	6		xliiiis.	vid.
			Bulm(er) . .		35	6		xxxvs.	vid.
			Riddalle . .		26	8		xxvis.	viiid.
			Birdforth . .		22	2		xxiis.	iid.
			Picker(ing) Lyth .		20			xxs.	
			Allertonsh(ire) .		17	8		xviis.	viiid.
			Whitby Str(and) .		11	4		xis.	iiiid.
				£13 6. 8.					

[190^{b}.]
Sessemente

33^{li}. 6s. 8d.	Richmondsher	xi li.	iis.	iid.
[or 50 marks.]	Langbergh	v li.	xis.	iid.
	Bulm[er]	iiii li.	viiis.	xd.

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Riddalle	iii li.	vis.	viiid.
Birdforth		lvs.	vid.
Pickering-lyth . . .		ls.	
Allertonsher . . .		xliiiis.	iiiid.
Whitby Strand . . .		xxviiis.	
	33li. 6s. 8d.		

Traversers Fees.	Pro intracione et alloc' travers'	6s.	8d.
	Pro apparenc' et intr. in rotulo	2s.	4d.
	Pro recog. ad prosequend.	2s.	
	Pro Venire facias	4s.	

The forme of entrance of the traverse thus :—

A. B. Indictatus petit cop. Indictamenti et ut habeat diem ad traversandum dictum Indictamentum, quod ei per Curiam conceditur et habet diem inde datum usque prox. Sessionem pacis &c.

sub conditione

that yf the sayd A. B. putt in his traverse the next Sessions and prosequute the same with effect [sic], and yf he fayle or be found guilty, then to pay such fyne as the Court shall sett downe and that [he] also performe such further order as the Court shall take touching the s[ame]. That then &c.

[181. not numbered.]

The othe of a High Constable.

You shall well and truly exercise your office of High Constable within the Wapentage of A and duly and truly shall keepe your Petty Sessions and receive and take all informations and presentments to you maide and presented, and retorne and certifie the same accordingly. All manner of bloodsheddes, assaltes, affreyes and outcryes done and comytted within the same wapentage according to your best knowledg you shall present, all manner of writtes, warrantes and preceptes to you lawfully directed you shall duly and truly execute. You shall diligently endeavour to take felans and vacaboundes and doe your office upon them according to the lawes and statutes mayd and provided in that behalfe. You shall enquier of the faltes in all underconstables within the said wapentage and the same with their names certifie to the Sessions of Peace next followinge after the same enquiry had: the Kinges Maties peace in your owne person you shall as much as in you lyeth conserve and keepe: And in all other thinges that apperteyne to your office you shall well and truly behave yourselfe Soe helpe you God and the contentes of this booke.

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Petty Constables othe.

You shall duly exercise your office of Constable of the towneshipp of A. and well and truly present all mannour of bloodsheddes, assaltes and affreys and outcryes there eare [? done] and comytted against the Kinges Maties peace: All manner of writtes, warrantes, and preceptes to you lawfully directed you shall truly execute: the Kinges Maties peace in your owne person you shall conserve and keepe as much as in you lyeth: And in all other thinges that apperteyne to your office you shall well and truly behave yourselfe So helpe you God and the contentes &c.

Sacramentum pro pace secundum Lambert f. 79 — The peace which you require against A. B. is not for malice and evill will towardes him but of verie feare and for the nedefull saefty of yourself, your howses and goodes. So God help you.

2 Oct. 1589. From the Bridges Book Vol. 1. — Assessment and Rates of the different Wapentakes.

Agreed at the Sessions at Thirske y^{t}. whereas there was difference for the particular rating of the several Wapentakes, for the time to come the assessment shall be made in the proportion following, taking £30 as the charge for the whole North Riding.

Unde Richmondshire	x li.
Langbargh	v li.
Bulmer	iiii li.
Ridall	iii li.
Birdforth	ls.
Pickeringlieth	xlvs.
Allertonshire	xls.
Whitby Strand	xxvs.

Another instance given in which the whole charge is £6.

Richmondshire	40s.	Birdforth	10s.
Langbargh	20s.	Pickeringlieth	9s.
Bulmer	16s.	Allertonshire	8s.
Ridall	12s.	Whitby Strand	5s.

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[SERIES A.—MINUTES AND ORDERS. VOL. A².]

[1.] THIRSKE,

Qr. Sessions at, 17th and 18th April, 1610. Before Edw. Yorke, Henry Bellassys, Will. Bamburgh, Rich. Cholmeley, Arthur Dakins, John Gibson, Junr., Henry Tankard, Knts., Rich. Aldburge, Will. Mauliverer, Chas. Layton and Will. Tanckard, Esquires.

Alex. Dixon appeared for Sir F. Hildesley, Sheriff.

FIRST PANNELL.

Rich. Lockwood, Sowerby, Gentn.	John Poure, Sutton, Yomn.
James Best, Sawcocke, ,,	Fr. Huntridge,* Whitby, ,,
Henry Metcalf, Maunby, ,,	John Scotson, Thirske, ,,
Brian Miles, East Harlsey, Yomn.	Rob. Dobson, Frear Hill, ,,
John Harrison, Midelton, ,,	John Hardman, West Runcton, Yomn.
Will. Clarke, Little Crakall, ,,	Tho. Dun, Aynderbie, Yomn.
Rich. Mitchell, ,, ,,	Rob. Fawdington, Aldwark, ,,
Will. Cotes, Brompton, ,,	Henry Weare, Easingwold, ,,
Will. Prest, Thornton Benes, ,,	Marm. Fewster, ,, ,,
Ralph Hoppes, Sutton, ,,	

WHO PRESENT—

Rob. Bulmer, John Bardon, yeomen, late of Scruton, and Thomas Sampson, also late of the same, with Clara his wife, the said Sampson being in the custody of Henry Covell, deputy for Emanuel Lord Scroope, Bailiff of the Wappentakes of Hang East and Hallykeld, for an assault on the said Covell and rescue of Sampson.

[1b.] William Lambert, late of Horneby, for an assault on the above named Henry Covell, and rescuing one Dorothea Harrison, being in the custody of the said Covell.

Rob. Bell of Thirsk, labr., and Jane his wife, for entering a certain close of Simon Gathird's at Sowerby, called Sowerby West Moore, and stealing whinnes thence, to the value of 12d.

The Inhabts of Thimbleby, and those of Osmotherley, for the illegal burning of linge, otherwise called Moorburne.

* The name which appears in a variety of more modern forms, as Huntriss, Huntrods, Huntroyds, Huntrodes, &c.

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The Inhab^{ts}. of North Ottrington for not sufficiently repairing the way called Millflatt layne.

Will. Rutter of Great Broughton, husb^{n}., for harboring rogues &c.

John Frankland of Lelam, carpenter, Anth. Daile of Long Rake, Tho. Wood and Raph Smith of Danbye, lab^{rs}., for brewing without license.

Rich. Seamer and Chr. Pottes of Yarme, as common drunkards.

RECUSANTES. Many presented at this Sessions. See the High Constables presentmentes in this Roll.

[2.] SECOND PANNELL.

John Nelson, Thorpfeild,*	Gent^{n}.	Fr. Whitton, Hutton Rudby, Yom^{n}.	
Geo. Slinger, Aynderby,	„		
Ja^{s}. Kaley, Thormanby,	„	Rob. Thompson, Catton,	Yom^{n}.
John Gaines, Maunby,	Yom^{n}.	John Clerke, Newton,	„
John Palliser, Newby,	„	John Foxe, Hovingham,	„
James Smith, Sowerby,	„	Tho. Bell, Dalton,	„
Will. Wood, Bransdale,	„	John Stockton, Pottoe,	„
John Dale, Westerdale,	„	Gawin Spence, Carlton,	„

WHO PRESENT—

Stephen Morrys late of Ruston, lab^{r}., for stealing a saltfish, value 5d., and a bushel of barley, value 6d., from Stephen Hutchinson, Esq, at Wickham. [Side-note.—Pleaded guilty; sentence, to be put in the stocks at Pickering, and whipped there, and to be set in the stocks at Ruston, St. Mark's day next.]

John Hawkeswell late of Newton in Le Willowes, carpenter, for stealing an ewe of Patrick Layton's, worth 2s. 6d., at Newton aforesaid; and also for stealing another ewe at Rookwith, worth 3s., belonging to one Edw. Dodsworth.

Chr. Younge, yom^{n}., John Jackson, glasier, both of Beedall, and Walt. Thackwray, yom^{n}., late of the same, for trespass with damage to hedges and growing crops in a close of Edw. Iles' at Skabbed Newton called Cow close, and for an assault at the same time on the said Iles.

Will. Harrison of Midleton Whernhoe (Constable of the same in Jany. 1609) for neglect of his duty as Constable in not apprehending Anne wife of John Sweetinge of the same, &c. [Side-note: Discharged, because he afterwards arrested the said Anne, on another warrant, as this Court is given to understand.]

[2^{b}.] Rich. Jordaine of Appleton on the Moore, in Lastingham Parish, for buying growing oats, contrary &c.

Allan Ruddock, Tho. Daile, John Daile, Rich. Fawcett, Tho.

* Written *felid.*

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England, Luke Mackpeace, Henry Preston, Will. Sleightholme, Mich. Preston, all of New Malton, for brewing without license.

Tho. Burns of New Malton, butcher, for "sending his prentizes and servantes daily to Yestropp there to cutt upp young siplings * of ashe and hassells,† as also for the daily spoyling of the hedges there sett &c; and also John Riplingham, tailor, Rich. Fawcett, tipler,‡ and Tho. Daile, shoemaker, all of the same, for the like.

Rob. Sollett, Constable of Great Habdon, for suffering vagrant persons to passe through unpunished &c.

John Kidd of Broughton in Ridale for taking of 14 partridges § with a setting dogg in Barton and Slingesby feildes, &c. [Per Tho. Clarke et Henr. Cowpland: Cap. Const.]

Rob. Foxe of Knayton, Marm. Fawcett of Borraby, Henry Bussye, Anth. Staveley, [3] Rob. Snawdon, John Kettlewell, and John Darley, all of Northallerton, for brewing without lycense.

Will. Pearson, John Darley, Lancelot Gamble, all of Northallerton, for harboring rogues &c. [Per Marc. Rawson, Cap. Const.: non per homagium.]

Rob. Dawson of Pattrick Brunton [sic] for keeping a disordered house of drunkennes &c.

Tho. Sampson of Scruton, as a gamester‖ or player at cardes on the Sabaoth &c.

Geo. Cooll and Henry Savill, Constables of Snape, for that they are so negligent that they will present nothing; and Will. Clapham and Will. Clarke, Constables of Crakalls, for the like.

Henry Rowth of Scruton, and Dionisius Clerke of Watlouse, as gamesters and quarrellinge betwixt themselves &c in Chr. Tenaunte's house in Beedall.

John Atkinson, Constable of Rookwith, for refusing to set a watch &c.

* An interesting form of the word *sapling*, with which may be collated the A. Sax. *sæp* and Old Kentish *zep* from the Ayenbit.

† The spelling follows the northern pronunciation, which in this district occasionally deviates into *hessell*.

‡ The question at once suggests itself—must not this word indicate a calling or occupation? It is so gravely inserted, just as "tailor" and "shoemaker" are in the accompanying cases, it seems almost unlikely that it should bear merely the ordinary meaning of one who drinks habitually. The explanation is doubtless found in the following extract from the Statute 4 James, c. 4:—"That no person . . . . shall sell, utter or deliver &c any beere or ale to any person or persons . . . . that then shall sell or utter beere or ale as a common *Tipler*, or Alehouse-keeper, the same not having &c."

§ By the Statute 7 James, c. 11, a penalty was enacted against all such as, not being duly privileged, should "take, kill or destroy any phesant or partridge with setting dogges and nets, or otherwise with any manner of nets, snares or engines."

‖ See above, note to p. 106.

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Tohn Teasdall of Richmond for building a cottage and not laying &c.

Geo. Leathley of Wardermarske for disobeying Sir Tim. Whittingham's warrant, and not suffering the Constable to make search &c.

John Beckwith of Massam for malting without license, and also for "buying barley forth of the markett." [Per Joh. Dodsworth et Tho. Jackson: Cap. Const.]

Ralph Geldert al^s. Ryder of Horshouse, Will. Watson of Carlton, Alex. Guy of Askrigge, Tho. Russell of Thornton Steward, [4.] Tho. Cowper of the same, John Walker's wife, of Scruton, Geo. Winne, Geo. Hunt and Henry Dunne, all of Hunton, Matt. Robinson of Ridmer, Bryan Metcalf, Jerome Wraie* and Tho. Winne, all of Burton in Bushopdale, John Metcalf of Askrigge, Math. Walker of Wensley, all for brewing without license.

Arnold Nealson of Midleham, Robert Simpson, James Simpson, Henry Handley and Chr. Handley, all of Burton in Bushopdale, for badging without license.

* The apparent derivation of this name seems to be worthy of such reference as may be given in a note. Mr. Lower states that there was a family of Reay or Ray in Cumberland from the time of William the Lion, King of Scotland, who died in 1214; and after mentioning the usual mythical or legendary matters connected with the name, he goes on to say—"From these Reays have sprung most, if not all, the Rays, Wreys, and Wrays of England." He adds that "John Ray, the naturalist, originally wrote himself Wray," and his ancestors, originally Cumberland people, "spelt their name indifferently Wray or Wrey." Then follows more of the myth, making the name to depend upon A. S. *ra*, a roe, "from the sobriquet of William the Lion's fleet-footed vassal"! It is in this way that guesses and fables are made to do what investigation and knowledge alone can do. In the list of names given in the record of the payment of the Fifteenth collected in the North Riding in 1302 (to which reference has already been made), to mention but a few instances, there is a Roger in le Wra at Whorlton, a Walter del Wra at Marske, a Richard in le Wra at Ayton, a Richard Wrowe at Barnby, a Tho. Ray at Ormesby, a Rob. in le Wra at Thorganby, a William in le Wra at Skelton near York, and a Bartholomew in le Wra at Cawton. These instances occur in the lists given in three only of the wapentakes, and summarily dispose of Mr. Lower's statement that nearly all the Wrays, Rays, &c., sprang from a Cumberland Reay of 1214, and that his name originated in his nickname of *ra* or *rae*, given him in consequence of his fleetness. The real origin of the name, a very common one in Yorkshire in 1302 as is evident, is in the word *wra*, and the word *wra* is simply the O. N. *rá*, originally *vra* [Dan. *vraa*, Swed. *vrå*], a corner, nook, a word which lends itself as a suffix in not a few old North Yorkshire local names (as Eskouwra or Hescouwra in the parish of Oswaldkirk, Gildhuswra in Kirkby Wiske, Swindalewra at Moorsom, &c., &c.). And what is sufficiently interesting in the same connection is that in the aforesaid list of names we have what may be styled translations of the same name. Thus in Kirkby Moreside there was a Will. in le hirne (A. S. *hyrne*, a corner), while in yet another instance the Latin *in angulo* is substituted for the usual *in le wra*. The forms Gay, Wrowe given above show, as in so many other instances in the same lists, the completed change from the descriptive *in le wra*, or *del wra*, to the accepted personal name, the article having been already entirely dropped.

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Barnard Spence of Newbiggin as a common drunkard &c.

Rich. Geldarte, Constable of Carlton for suffering idle rogues and vagabonds to begge &c.

Nich. Gleadston and Charles Lobley, both of Midleham, for harboring rogues and suspected persons &c.

Henry Chambres and William Horner, of Thornton Steward, for not registringe their servantes names, wages and terme &c.

[4b.] Jas. Milner and Math. Hall, Churchwardens of Grunton, for not paying the lame Souldiours money &c, and Will. Cotes, Churchwarden of Hawkeswelle, for the like.

The Inhabts. of Midleham for not repairinge the highwaie betwene Elizth. Clarkeson her house and Henry Watterson his house leadinge to the Churche, according to &c.

Will. Harrison, Constable of Midleton, for not seeing that town watched, and for not punishing rogues &c. [Per Will. Bell: Cap. Const.]

Jas. Meek of Middleton, Tho. Atkinson of Rainton, and Lancelot Carre of Wath for harboring &c rogues &c.

Isabell wife of the said Lancelot Carr for beating and abusing the Constable of Wath, when executing a warrant, and for beating, reviling and abusing of Will. Todd when called upon by the said Constable to aid him &c.

James Scruton of Melmerby for harboring and keeping in his house one Luce Kinge and (blank) child &c. [See above, p. 170.]

The Overseers for the poore in Topcliffe Parishe, being the Wapp' of Hallykeld,* for this yeare last past, for not relieving the poore of their said parishe within the said Wapentage, according to the Statute. [Per Will. Bell, Cap. Const. et non per hom^m.]

[5.] Orders made &c.

Ordered that Geo. Hall of Sowerby under Cotcliff, who is now elected one of the Highe Constables within Allertonshire in the place of Oswold Taylour deceased, be now sworne in Court &c.

Will. Tanckard, gent^n., a lame souldior be allowed £4 towards his relief as a gratuity, and to be no more troublesome &c.

Whereas Mich. Robinson and Tho. Poure of Sutton Howgrave have consented to refer the matter betwixt them to the arbitrament of Leonard Smelt of Kirkby Fletham and Cuthbert Browne of Kirtlyington (Kirklington), with the umpridge of Parson Lascells, and to

* I give this entry as it stands, it being difficult to comprehend. Topcliffe is in the Wapentake of Birdforth, not of Hallykeld. Rainton in the entry a little above is also in Birdforth, Midleton (Whernhow), Wath and Melmerby being in Hallikeld, and Will. Bell, High Constable for the latter. Doubtless some ancient arrangement, analogous for instance to that in virtue of which Crayke was formerly in the Bishopric, and even County, of Durham, would, if known, explain the apparent anomaly.

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stand to their order, the same be perfected before Trinity Sunday next.

There be the like reference for the matters betwixt the said Robinson and Geo. Whitlyn.

Launcelot Carre of Wath, for harboring rogues, be fined 3s. 4d.

Reginald Swaile of Great Langton for permitting play at cardes in his house, having put himself in the hands of the Court, be fined 3s. 4d.

John Robinson, a lame soldier, upon his certificate from the Lordes of the Privie Counsell and Sir Will. Waad, be allowed 6s. 8d. for this time only, as a gratuity, to be paid &c.

The arrerages for the wax within the N. R. be estreeted (untill the yere 1604) and forthwith paid to Mr. Twentyman :—viz: Ridall, 53s. 4d., Bredforth, 44s. 4d., Pickeringlith, 40s., Allertonshire, 35s. 4d., Whitby Strand, 22s. 8d.

Forasmuch as the Court is informed by Will. Tanckard Esq. J.P that Will. Gower of (blank) gent^{n}., did verie contemptuously abuse a Justice's warrant for attaching one Widow Harrington and others, &c the said Gower byting the warrant with his teeth &c, therefore a Warrant per Curiam be made to attach the said Will. Gowre, &c.

Tho. Jaike [? Jaques] of Kipling, confessing in open Court that he had played at cards in one Reginald Swale's house in the night season, and for his misdemeanour in saying that he was bound before Mr. Talbott Bowes, who is not a Justice, be fyned 6s. 8d.

A warrant be made to the Churchwardens and Overseers and Constables of South Ottrington to make present relieff to Anne Dutton, she being a poore widow aged iiii^{xx}xvi yeares ; and for the attaching of one Will. Dobson of the same and bring him &c to answere for his misbehaviour towarde the said widow, and not to departe &c.

The Overseers and Churchwardens of Bagby shall find or provide Alice Cooke, being a poore widowe, of a house, and provide (at their townes charge) that Thomas Cooke her infant son (aged x yeres) shalbe placed with Rob. Clerk of Thirsk, tailour, or with some others at the liking of the said Churchwardens and Overseers to serve as a prentice : and further, that upon such binding the said Thomas shall not be further chargeable to the parishes of Thirsk and Bagby.

[5^{b}.] Stephen Morris of Ruston, indicted for Petty Larceny, for that offence shall sitt in the stockes in Ruston on St. Marks daie from one of the clock in the afternoone until three, and then to be delivered.

That John Keath of Danby Wiske being (as appeareth by indictments &c) a man of verie lewd behaviour, as well in drunkennes as in disobeying and fightinge with the watch, and in stryking at the parish Clerk there (the said Keath being then on the outside and the

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parish Clerk inside the Churchyard of Danby Wiske), be therefore fined to 5s. for the poore of that parishe for his being druncken, and for &c.

John Welshe of Hawnby, the father of a base child by one Barbary Browne, shall pay 10s. presently to the said Barbarie in regard of the full demaund touching the said child: and further that the said John and Barbary shall sitt in the stockes at Helmesley by space of iiii^or^ houres together in tyme of full markett, and certificate to be given to the Clerk of the Peace that this sentence has been carried out by the Bailiff of Helmesley &c and then they freed from further punishment in his Court * for that offence.

A warrant be made against Dorothy wife of Edw. Horneby of Dalton to keep the peace, especially against Will. Williamson of the same.

A warrant be made against Math. Blanchard of Stockinges House in the Lordship of Byland to keep the peace, especially against John Walton of the same.

Anth. Ridsdale, a lame soldier, have 13s. 4d. allowed him, to be paid &c, and that he be no more troublesome &c.

Chr. Kidd, a lame souldiour, who hath been absent forth of this Ridding for a year, and for that he is a knowen pensioner, have allowed him for this tyme 40s. to be paid &c until the next Sessions, when further consideration &c.

Peter Slater, Lo. Eure by letter having testified the decaie of his estate, shall on his lordship's motion have paid him as a benevolence by the Thres^r^. of the Hospitalls £3. 6. 8, leaving the consideration of further gratuitie &c.

Humfray Warryner, a lame soldier, be allowed 10s. as a gratuitie until &c.

Will. Brampton of Hutton Darwent be fyned 6s. 8d. for keeping play in his house.

Bridges.

That no order for levying of money towardes the repaire of any bridge shalbe at any other Sessions but at such Qu. Sessions as shalbe kept for all the liberties, wapentages and divisions of the whole N. R. upon one daie and in one place. And when at any Qu. Sessions holden order shalbe given for levying of money for the repaire of any

* The subject of the various Courts mentioned in these Records is one which requires careful enquiry, involving much statutory and historical research. The Bailiff s Court is here specified, as the High Constable's Court also is in very frequent occasional entries; and these besides (and allowing for the identity of two or more of them) the Six-weeks Sessions, the Three-weeks Sessions, the Petty Sessions, the Brewster Sessions, &c.

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bridge there shalbe two good substantiall persons (not being Justices of Peace) appointed to be Surveiours of the said bridge, and to receive the money that shalbe collected by the Head Constables for the same, and to make their severall accomptes for the same at the Qu. Sessions that shalbe holden after the Feast of S. Michaell tharchangell next after thorder made for levying of the said money. And they shalbe enioyned to expresse particulerly in their said accomptes what sommes of money they have disbursed, with the tymes and manner when and how they have bestowed the same, according to the Statute 22 Henry VIII. And it is further ordered that the Justices of Peace of all Liberties, Wapentacks and Divisions through [6.] the whole N. R. shall ever hereafter kepe the Qu. Sessions to be holden next after every Feaste of Easter, and the Qu. Sessions to be holden next after the Feast of S. Michaell tharchangell, together upon one daie, and at one place.

[7.] HELMESLEY,

Qu. Sessions at, 10th and 11th July, 1610. Before Tho. Posthumus Hobby, Henry Bellassys, John Gibson senr., Rich. Etherington, Tho. Bellassys, Henry Franckland, Knts., Will. Mauliverer, Rob. Brigges, Rob. Hungate, Walt. Bethell, Tho. Norcliffe, and Will. Tanckard Esquires.

Tho. Clarke junr. attended for Sir Fr. Hildesley, Sheriff.

FIRST PANNELL.

Gawin Pollard, Snainton,	Gentn.	Will. Kirkby, Hovingham,	Yomn.
Will. Baites, Eston,	"	Will. Hopperton, "	"
Tho. Bell, Dalton,	"	John Hebton, Appleton,	"
Rob. Frear, Thornton,	Yomn.	Geo. Boseman, Skelton,	"
John Richardson, Great Ayton, Yomn.		Mich. Trattle, Rosedale,	"
Tho. Gill, Wrelton,	Yomn.	Will. Burton, Wood Appleton, Yomn.	
John Dowe, Newton,	"	Tho. Hicke, Kirkby Moresyde, Yomn.	
Philip Craven, Freer Hill,	"		

WHO PRESENT—

Geo. Hoggard, husbn., and John Wood, labr., both of Sleightholmedale for an assault there &c on one James Johnson, &c.

Fr. Cocke, Constable of Mickleby, for not appearing before the Head Constables at the Petty Sessions, and for not paying his sessmentes and rates.

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Tho. Atkinson of Urebie, theaker,* for brewing without license and making of feastes upon the Sabboath daies and holydaies, betwixt Penthecoste 1610 and the Feast of S. John Baptist next following.

James Hartforth of Ormesbie, lab^r., for brewing &c. [Per Will. Bait et Marc. Liell.: Cap. Const.]

Tho. Thompson, parish-clerk of Kirkby Misperton for being drunk on the Sabboath daie, on divers occasions "and is addicted to quarrellinge and disorder when he is so drunck."

Will. Topcliffe of Cayton, Rob. Walker of Skawby, John Whittecar of Synnington, and John Milborn of Kirkby Misperton, for brewing &c.

The Inhab^ts. of Keldome for not repayring the highewaie at Keldome Milne and Keldome Shawe leading from Kirkby Moreside to Pickering. Notice: that if the fermours of Keldome do answere that it is not the Kinges Street: Then we present them for stopping the hie way which was the ould Kinges street.

The Inhab^ts. of Staingrave for stopping of one high waie for cart and carriage so used without mind of man, and nowe made only but a horse way,† the same directing or leading from Helmesley to Hovingham.

Cecily Edon of Synnington, widow, for harboring one James Edone, a suspected Recusant, and an idle loytering person.

SECOND PANNELL.

Ralph Bransby, Thirske, Gent^n.
Rich. Sneaton, Yowcote,‡ „
Marm. Wilson, Whitby, „
John Boyes, „ Yom^n.
Tho. Faceby, Huby, „
Rog. Gibson, Newton, „
John Nicholson, Wood Appleton, Yom^n.
Geo. Harland, Gyrricke, Yom^n.
Rob. Morrell, Thirkleby, „
Tho. Gibson, Pickeringe, Yom^n.
Tho. Woodcock, Amotherby, „
Fr. Challoner, Marton Grene,§ Yom^n.
Geo. Stowpe, Brotton, Yom^n.
Tho. Frost, Esingwold, „
Nich. Barker, Budlam, „
Chr. Calton, Thrilby, „
John Cottam, Brotton, „

* "THACK, THEAK, THEAKING. Thatch. O. N. *þak*, Sw. *tak*, Dan. *tag*, Dan. Dialect *tak*, *tag*, A. S. *þak*, *þæk*, &c." (Cleveland Glossary.)

† The distinction between a "high way for cart and carriage" and a "horse-way only" may be noted. The distinction continued in this district down to only a short time since, and the writer remembers a "horse-road only" between Grosmont and Egton Bridge, at either end of which was a board on which by a quaint mistake of the painter was seen the legend "Bridal road only."

‡ Ewecote, near Whitby.

§ This word is written 'geene'; the presumption is that it should be 'grene' as printed. The usual 'yom.' or 'yo.' does not follow it.

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WHO PRESENT—

Gawin Johnson late of Fadmore, for instigating three men unknown to enter the dwelling-house of one Geo. Hoggard of Sleightholme-dale and commit an assault on him &c.

[8.] The Inhab^{ts}. of Southolme and East Nesse for not repayringe Holme-layne, a higheway lying within the parish of Hovingham.

John Johnson of North-holme for refusing to paie such money as is assessed upon North-holme towardes the repayre of Edstone stockes, and for not paying the wapentack fines at the Sheriffe turne, the said North-holme being within the constablery of Edstone.

Will. Hornbie, Constable of Kirkby Moresyde, for suffering vagrant persons &c. [Per Tho. Clarke et Henr. Cowpland: Cap. Const.]

Rob. Pattyson al^{s}. Saunder of Skynningrave for harboring &c.

ORDERS MADE &c.

ORDERED THAT all such Freholders as hereafter shalbe summoned to appeare at the Qu. Sessions and do make defalt shalbe fyned, the gentlemen to 40s, and yeomen to 30s. a peece.

By the generall consent of all the Justices here assembled, the next generall Qr. Sessions for the bodie of the whole N. R. shalbe holden at Topcliffe upon Tuesday the second day of Octr. next: And all surveyours, collectors for Bridges then to make their accompt there.

The severall proportions for the rates of these bridges underwritten, due within Richmondshire, viz. for Whitby-bridge £46 13. 4, Yafforth-bridge £3. 6. 8, Isell-bridge £3. 6s. 8, Yeddingham-bridge £3. 6. 8, amounting in all to £90, with the proportion of Richmondshire for Katherick-bridge, being £33 6. 8: and further it is ordered that thother £10 to make it upp one C li., shalbe paid forth of Birdforth, all the said several sommes to be paid to Sir Ralf Lawson for Catherick bridge.

Rob. Otterborne of Kirkby Moreside be fyned for brewing without licence, 20s., according &c.

Ja^{s}. Sadler of Hutton Rudby, for breaking the Constable's head, be fyned to 2s.

Will. Preston of Ellerborne, having by his own confession brewed without license since Michaelmas last, be fined to 20s., that he be imprisoned in Yorke Castle for three daies according &c, and be not thence discharged untill he enter recogn^{ces}. &c not to offend again in the same way, &c.

All Bailiffes shall make retorne of all such persons as shalbe given them in proces (sedente Curia) before the charge be given, sub pena £10; and y^{t}. every Bayliff shalbe thereof examined upon his oath.

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[8b.] Tho. Pearcy of Fryton shall, so sone as he can conveniently, find a nurse to take a base child begotten by him on Ann Laveracke, and in the mean time to pay to the said Anne 8d. weekly while she keeps the child; and also that he shall pay 40s. for a fyne, thone half to the Kinges use, thother to the poore of Danby Parish where the child was borne: And further that the said Anne shalbe whipped in Gisbroughe in full markett tyme there untill her bodie be bloudie, after the child shalbe taken from her: And she to be bound with sureties to performe this Order before she departe.

Whereas question is made who shalbe Constable of Thornton in Cleveland, John Humfrey of the same shall take and exercise the office for this year, if order be not taken to the contrarie in the meane tyme: and that he repaire before Mr. Layton to take oth &c.

Gabriell Robinson of Beningbroughe shall come before Sir Henry Franckland to be examined of such matters as shalbe objected against him.

Geo. Nicholson (a lame solldiour) in Ireland shall have in respect of the Lo. President's letters for this tyme 20s., and to be no more troublesome &c, unlesse he bring the Governour and Captaine of the place where he served their certificate of his service and hurtes.

Forasmuch as some complaint has been made by the Thres^rs. of some remissnes in the Head Constables of Allertonshier in payment of their money for the lame souldiers and Hospitalls, the said High Constables shall repaire to every Qu. Sessions to make payment &c.

Umphray Warren, a lame souldiour, upon Sir Will. Wade his letter and others, shall have a pension of 53s. 4d for this year on his good behaviour, and afterwards to be further considered &c, and to have 5s. paid him at once.

Geo. Greene, another L. S., have 20s., and nothing more untill he procure a certificate &c. The said Geo. hath bene a Seriant of a band in the warres.

(This 11th day of July.) Whereas the Sessions have been holden thes two daies past and adiourned with a contynuance to be held and concluded to-morrowe being the xii^th daie at Allerton: These are to direct Clarkes of the peace to be there attendant for those services: And forasmuch as the Sheriffes deputy here present hath refused to disburse his Maties allowance to the Justices now present for their wages,* we doe therefore, and in respect of his contempt in this behalf, with one consent sett upon Mr. Sheriffes head, for a fyne to be presently

* By 12 Ric. II. c. 10, it was enacted that the Justices should "keep their Sessions in every quarter of the yeere at the least, and by three dayes if need bee," and that "every of the said Justices shall take for their wages foure shillings the day for the time of their said Sessions." The whole entry is noteworthy.

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estreeted, the some of tenne poundes, and this to be entered emongest the Orders of this Sessions.

[9.] With the consent of the parties themselves, Thomas Peacocke of Hutton upon the Hill shall stand to such order and judgement as Sir Tho. Posthumus Hobby and Will. Tankard Esq. shall sett downe touching all matters in variance betwixt him and Rich. Heslerton, Will. Cowper, John Bryan, Rich. Duckett and his wife, and to stay all his proceedinges in suites in meane tyme.

Proxima Generalis Sessio pacis pro corpore Northridd' Co' Ebor. tenta erit apud Topcliffe die Martis secundo die Octobris prox. futuri.

NORTHALLERTON,

Qu. Sessions (by adjournment) at, 12 July 1610. Before Tho. Lascells, Conyers Darcy, Arthur Dakins, Rich. Musgrave, Knts., Tho. Davile, Adam Midleham, Rob. Pepper and Will. Tankard, Esquires.

Tho. Clerke, deputy for Sir Fr. Hildesley, Sheriff.

PANNELL.

Henry Metcalf, Maunby,	Gent^{n}.	Will. Prest, Thornton Beanes,	Yom^{n}.
Geo. Marwood, Wynton,	„	John Sigeswick, Brompton,	Yom^{n}.
Renry Rowth, Scruton,	Yom^{n}.	Will. Clerke, Craikall,	„
Rich. Hill, „	Yeom^{n}.	Henry Lucas, „	„
John Rymer, „	Yom^{n}.	John Fawvell, Tunstall,	„
Edw. Hawe, „	Yeom^{n}.	John Swyer, Aynderby,	„
Will. Rymer, Brompton,	Yom^{n}.	Geo. Swyer, „	„
Will. Coates, „	„	Tho. Lumley, Warlabie,	„
Tho. Claxton, Fencott,	„	Michaell Lyeth, Marton,	„
Tho. Stephenson „	„	Tho. Best, Hornby,	„
Rob. Wright, Melsonby,	„		

WHO PRESENT—

Chr. Greathead of East Hawkeswell, lab^{r}., for stealing an ewe at Hunton, worth 11d., of the goods of Rob. Denny, &c.

Rob. Duckdale late of Carliell, glover, Geo. Harrison late of Belgrave, co. Lancashire, lab^{r}., Rob. Melmerby late of Richmond, butcher, Elizth. Gryme, late of Lincolne, spinster, Anne Gryme late of Nottingham, spinster, Anne Latham of Brunton, spinster, and Andrew Lawson, late of . . . . , lab^{r}., as being rogues and vagabonds &c. [Side-note.—Sentence of the Court, the three men to be branded,

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sedente Curia, with the letter R on the left shoulder, and the women to be whipped at the same time in Northallerton.]

[10b.] Marm. Fulborne and Rob. Coates, of Dighton, Rob. Fox, Widow Barker and Rich. Kidd, of Knayton, Arthure Stockdale of Birkby, Ja^s^. Peacocke of Northallerton, all for brewing without license: also, Will. Brockhurst (outlawed), Marm. Fulborne and Tho. Best, of Dighton, Marm. Hutchinson, and John Huntergrome,* of Brompton, Geo. Warde, John Grene, and Marm. Smyth, of Birkbie, as common drunkards.

Will. Jackson of Brompton, John Darley, Tho. Chilton, Mark Dixon, Rob. Pattyson, Rich. Thornton, Rob. Snawdone, Will. Lee, Will. Pearson, Widow Hodgson, Phil. Deane, Rob. Townend, all of Northallerton, for harbouringe of Roagues &c.

Chr. Adamson of Romanby for refusing to assist the Constable &c.

The Inhab^ts^. of West Runckton for not keeping due watch, and for want of a Bedle, contrarie to the Order of the Justices. [Per Marc. Rawson et Geo. Hall: Cap. Const.]

[11.] John Metcalfe, Abr. Storry, Rog. Metcalf, Geo. Pearson, Peter Clerke, John Pearson, Will. Nicholson, Rob. Closse,† John Atkinson's wife, Chr. Metcalf and Mich. Smith, John Metcalf al^s^. Leckenthwait, John Metcalf, Tho. Baine, Symond Hutchinson, Symond Holume's wife, and John Roger, all of Askrigge, Jenkyn Rowth of the Gayle, Rich. Metcalf, Alice Binckes and Grace Craven, of the Hawes, Chr. Atkinson of Hardrawe, Jerome Wray, Bryan Metcalf, John Wilson and Tho. Winne, of Burton in Bishopdale, [11b.] Michaell Leminge and Ja^s^. Nicholson of Carperby, Henry Robinson of Wensley, and Tho. Askwith of Hunton, all for brueing without license, contrarie &c. [Per Ad. Thomlinson et Henr. Turner: Cap. Const.]

The Inhab^ts^. of Easby for that they want a Constable.

Ja^s^. Bradley of Newsham, blacksmith, for erecting a house upon

* This name merits a moment's attention. Hunter in mediæval times was as thoroughly descriptive as smith, fletcher, baxter, milner, shepherd, and all other words or names indicative of a calling. With its Latin and French alternatives, Venator and Veneur, Hunter became the name of a mediæval family of some local note in central Cleveland. The founder no doubt was originally a person in the retinue of one of the local lords of the district, and his business lay in the line of directing and carrying out the proceedings of the chase when the said lord took the field in his royally-granted "park and warren." He was with respect to the ground-game what the Falconer was in connection with the winged. The addition of the syllable *-grome*, however, brings in other considerations. The derivation of *grom*, *grome*, modern *groom*, may not be altogether clear; but the meaning is not the least uncertain. "It meant," says Mr. Skeat, "a lad, servant in waiting, or, sometimes, a labourer, shepherd." The original Huntergrome, then, was a servant or one in attendance upon the Hunter, Venator or Veneur; his underling or servitor.

† Probably a mere phonetic variation of our modern word (and name) Close. Cf. Cleveland *loss* for *lose*, the verb.

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Ravensworth towne-greene and using it as a cottage, contrary to the Statute, and Emott Dickenson of Ravensworth for taking an inmate into the said cottage.

An [sic] Thompson and Ellin Thompson, of the same, with Stephen Firbanck of Awdbrughe, for brueing without &c.

Fr. Lawkland of . . . and Geo. Stott of . . . , for badging without a license. [Per Rob. Shawe et Rob. Collin : Cap. Const.]

Chr. Adamson of Normanby for fishing contynually with leape* and ele nettes.

The King's way within the lordship of Smeaton at a place called Sewersike Loringe,† near to a close in the occupation of Will. Batmanson, is in bad repair because the said Batmanson refuses to scour‡ the ditch (fossatum) of his close, to the great &c.

Jane Piburne of Horneby, widow, for the like neglect in the aforesaid Sewerlane near her own close, leading to the same result.

[12.] Orders made &c.

Ordered that a warrant be made to attach Tho. Burnskell al^s. Clerke of Thirne and bring him &c, and in the mean time to be of the good behaviour.

A like warrant be made against Eliz^th. Lambe of Beedall.

The inhab^ts. of Spennythorne, Thornton Steward, Thirne, Thornton Watlas, Well, Kirklington and Wath shall before the 24th June instant mend all their severall highwaies, being in great decaie; viz Thirne moore and Cansick loninge, according to their proportion, and all other highe waies leading to the coale pitts § and elsewhere.

* "Leep, for fysshe kepynge, or takynge. *Nassa.*" Pr. Pm. Mr. Way adds in a note "this term occurs in the later Wicliffite version, in the description of Behemoth : Shul marchaundis departe him? Where þou shalt fille nettis wiþ his skin, and a leep of fishis (*gurgustium piscium.* Vulg.) wiþ his heed?" Job xi. 26. 'A lepe for fysche, *fiscella, gurgustium.*' Cath. Angl. . . . . 'Lepe to take fysshe, *nasse a prendre poyson.*' Palsgr. 'Leaps to take eeles. *Caudecæ.*' Gouldm. The Statute 4 Will. and Mary, c. 28, forbids all persons, not owners of fisheries, to keep 'any net, angle, leap, picke, or other engine for the takeing of fish.' . . . . A. S. leap, *nassa.*"

† It may perhaps be open to question if this word is not a phonetic representation of 'lower ing.' Loringe is a local name in Cleveland, due to a former owner of the place so named.

‡ The Latin word is *escurare*, O. Fr. *escurer*, O. Ital. *scurare.* A northern provincialism in the present sense.

§ What the precise position of these "coale pitts" was is altogether uncertain. It is matter of tradition that in the old days farmers and others used to send away their draughts after harvest for days to get their winter stock of coals, and the tradition applies to the district concerned in the present Minute. The most northerly part of the Yorkshire coal-field as now worked is stated to be at Bingley and Potternewton near Leeds. But coal used to be brought into Cleveland from Durham coal-field on mule-back as lately as 1850. It would be an interesting matter for local

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Rob. Farrowe and Elizth. his wife, upon one daies warning to be left at the house of John Pibus of Leminge, do appear at the next Sessions holden after such warning, to answer &c "touching the suspicion of murthering of a child &c."

£27 shall be rated and levied on the N. R. for the repair of that part of Croft bridge towardes the said N. R. [Side-note:—Mr. Ra. Tunstall, parson of Crofte, and John Hutchinson, Surveyours. Note at end:—Stay execution hereof till the Justices have a generall meeting, according to thorder last Easter Sessions, 1610.]

Geo. Stubley of Hackforth, yom^{n}., for his abuse to the Justices now on the Bench, viz Sir Conyers Darcy and Tho. Davile Esq., in charging them of injustice, and many other disordered speaches, shalbe bound to answere at the next Sessions &c, and shall pay a fyne for his said offence of 20s.

Tho. Blande, a lame souldiour, have 10s. for this quarter, to be paid &c.

Vide the names of Pensioners nowe allowed in Rotulo hujus Sessionis.	Chr. Kidd, per ann. . . .	£7		
	Lancelot Thompson, per ann.	5.	6.	8
	Rich Williamson, „	53s.	4d.	
	John Ingram, „	£3.	6.	8
	Tho. Bland, per ann., supra,	40s.		

Prox. Sessio tenenda apud (blank).

[13.] TOPCLIFFE,

Qu. Sessions at, 2nd and 3rd Octr. 1610. Before Tho. Posthumus Hobby, Henry Bellassys, Edw. Yorke, Rich. Musgrave, Richard Vaughan, Rich. Etherington, Henry Jenkins, John Gibson Junr., and Henry Tanckard, Knts., Rich. Aldburghe, Will. Mauliverer, Rob. Brigges, Rob. Hungate and Will. Tanckard, Esquires.

Alexander Dixon, deputy for Sir Fr. Hildesley, Sheriff.

FIRST PANNELL.

Edw. Cloughe, Skipton,	Gent^{n}.	Will. Webster, Brotton,	Yom^{n}.
Edw. Raper, Angram,	„	Chr. Pressick, Carlton,	„
Chr. Nicholson, Skipton,	Yom^{n}.	Will. Cotes, Brompton,	„
Tho. Bell, Dalton,	„	Rob. Thompson, Catton,	„
Fr. Hunton, Cawthorp,	„	Will. Burnett, „	„
Fr. Mitchell, Exilby,	„	Fr. Reynold, Hewby,	„
Will. Harrison, Sinderby,	„	John Sidgwick, Brompton,	„
Tho. Fall, Aynderby,	„		

inquiry if any seams of inferior coal were worked in the 17th century nearer to Wath, Well, Thirn, &c., than those of the West Riding and Durham.

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WHO PRESENT—

Brian Chapman of Midlesbroughe, lab^{r}., neat-herd (Custodem bestiarum) of the vill of Midlesbroughe, for trespass in depasturing corne and grasse in a close in the occupation of one Geo. Robinson at Midlesbroughe called East and West feildes,* with the herd of cattle belonging to the said vill to the number of 40 &c.

Will. Dickenson of Topcliff, carpenter, for stealing a peece of wood ("a rale") there, value 4d, belonging to one Tho. Sowerby &c.

[13^{b}.] Tho. Jackson, husb^{n}., and Tho. Whitlinge, lab^{r}., both of Pickhall, for trespass in breaking the hedges and treading down the corn and grass with 6 oxen yoked, in a close of one John Browne's, called Meckenbergh, at Holme, and doing damage to the amount of 40s, &c.

John Belwood of Cowsby for harboring roagues and diverse persons suspected of felonye.

John Browne of the same as a common drunkard; and for turning the Kinges highe waie out of his [sic] ancient course at New Milnes; and also for not sufficiently repairing a bridge at New Milnes in Cowsby in the Kinges high Street &c. [Per Oswold. Harland.]

Grace Watson of Rowkwith and Widowe Hedlam of Lyntropp for brewing without &c.

The Inhab^{ts} of Earbye for not repayring the loning betwene Earbie and West Ronckton, it being &c.

Jas. Simpson and Peter Kay of Mearemore for not repayring of a bridge in the same, being in decaye and ought to be repayred by them.

The Inhab^{ts} of Dighton and they of Birkby for neglecting the daie watch this Sommer.

Geo. Sadler and Will. Reade, Constables of Yarme, for negligence in their office, viz. at diverse tymes neglecting the setting and keeping of the watch in the tyme of the visitation † in diverse places &c since June 1st last; and for not punishing of rogues &c.; and for that they have both bene absent many tymes when great occasion for his Maties service did happen, to the evill example &c.

[14.] John Theakston and Geo. Clarke of Healey, Peter Slater and Laurence Slinger of Ellingstringe, and Henry Breckton of Ellington, all for brewing without &c.

* Formerly parcel of the possessions of Whitby Abbey, or at least of the Middlesbrough Cell of the same :—"pro 1 clauso vocato West Felde continente xxiiii aeras terræ arabilis, xviis. : 1 clauso vocato le Est Felde continente per æstimationem xxx aeras terræ arabilis, xvs." [Extract from Ministers' Accounts, Cart. Abb. de Whiteby, Vol. ii., 759. S. S.]

† A reference beyond doubt to what has been mentioned or referred to more than once above as the plague, or pestilence.

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Tho. Skarth of Carlton in Cleveland, theldest, for stopping of the common and usuall waie betwixt Faceby and Carleton in a place there called The Head of the Lyne-landes betwixt Langelandes and Lyne-landes: and for stopping of the water-sewer * upon the West Short-flatt.

Edw. Howbanck of the same for keeping an ailehouse without lycence; and for sellinge ayle for 8d. the gallon.

Tho. Hutcheson late of Swaudall, and John Huntergrome, both now of Brompton, for not keeping the night watch.

John Flawithe and Tho. Temple, of Huby, for haunting and frequenting the ailehouse in tyme of Divine Service.

Henry Dawson, Bailiff of Birdforth, for taking of extortion of Edmond Raper of Angram Graunge.

John Davison of Skipton, keping an alehouse, for harboring of one woman having a bastard. [Per homagium.]

SECOND PANNELL.

Rich. Lockwood, Sowerby,	Gent^{n}.	Geo. Stowpe, Brotton,	Yom^{n}.
Rob. Bell, Dalton,	Yom^{n}.	Chr. Postgate, Great Ayton,	„
Geo. Mitchell, Exilby,	„	Will. Graunge, Hornby,	„
John Raper, Sinderby,	„	Will. Sharpe, Skipton,	„
Henry Graunt, „	„	Rob. Morrell, Thirkleby,	„
John Raper, Aynderby,	„	Tho. Richardson, Great Ayton, Yom^{n}.	
Rich. Daggett, „	„		
Will. Barker, Seamer,	„		

WHO PRESENT—

Anne Bourne late of Kirkby Misperton (a child of 9 years old), for stealing diverse pieces of money, amounting in all to 3s. 6d., belonging to Roger Postgate of the same place, and also Margery Thompson for being an accessory to the felony, both before and after the same. [Side-note: Se this Indictment in Julii Sessions att Helmesley 1611, where the said Anne was tried by Roger Ringrose and his associates and was found not guilty, nec fugam fecit.]

[14^{b}.] Tho. Raper of Raynton, yom^{n}., for an assault and affray on Will. Skarth, at Raynton, &c.

A part of the King's way at the east end of the bridge over the

* The modern use of this word, limited almost exclusively to the underground drainage of towns, tends to practical forgetfulness that the true meaning is simply that of a passage—not necessarily a closed or underground passage—for water. The term is continually employed as in the text in many parts of the country. The names of the closes or fields mentioned in conjunction with this sewer are also still of frequent occurrence in many parts of the district.

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water of Wiske from Great Ottrington is in great decay, and that it ought to be repaired by the Inhab^ts^. of the same.

[15.] Edw. Bell and Tho. Gill, of Ampleford, laborers, for "breaking a park and hunting conies"* with nets and ferrets, at Ampleford in an inclosure of Sir Rich. Vaughan, taking one rabbit value 4d.

The Inhab^ts^. of Thirske for not making a sufficient way for the country in a layne adjoining to Screvin Croft &c; and also for not making a sufficient Yate stead, † being a common way in a place called Hurwood Yate.†

John Egglefeild of Topcliff for making resistance against the Petty Constables there (Will. Dickenson being one), they beinge taking of post-horses, and for that the said John in contempt of the said service rode awaie with his mayre.‡

Henry Hall of Topcliff for brewing without license, and for lodginge roagues &c. [Per Geo. Chambres et Ra. Bransbie: Cap. Const.]

Will. Allan of Lastingham for brewing &c, and for suffering play at cardes in his house during &c.

John Harland, living within the constablery of Spaunton, for refusing to come to the common workes for mending highwaies.

Chr. Hall of Lastingham, for brewing &c.

[15^b^.] Urvine Snawdin, Walt. Sleightholme servant to Chr. Medd, Will. Tadcastle sonne of Rog. Tadcastell, and Rob. Crofte, all of Lastingham, for playing at cardes in the house of Will. Allan in the tyme of &c.

Rob. Story of Crakalls, John Atkinson of Bedall, Roland Owthwait of Hipswell, Chr. Bell and Rob. King, of Tunstall, for neglecting their tourne to watch.

John Husband, Constable of Hackforth, for that he is so negligent he will present nothinge; and Tho. Sickline of Aiskew for the like.

Fr. Jackson of Scruton, and Rowland Linsdaill of Pickall, for playing at cardes on the Sabboth daie in tyme of &c.

The Inhab^ts^. of South Ottrington and Newby Wiske for not repayringe the bridge over Wiske and the cawsey on both endes of the bridge betweene South Ottrington and Newbie, &c. [Per Joh. Dodsworth et Tho. Jackson: Cap. Const.]

* An offence punishable under the Statute of 3 James, c. 14, which is in this place recited.

† *Yat*, more rarely now-a-days *yate*, is the recognized provincial or northern form for *gate*. The *yate-stead* is the site or place of the gate across the highway (see above, p. 99, n.). Compare the terms, all still in use in Cleveland, *door-stead*, *farm-stead*, *fire-stead*, *front-stead*, *midden-stead*, &c.

‡ Several instances of resistance to impressment for the King's service will be met with below.

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Will. Nendicke of Little Habton for putting awaie his servant Marg^t. Stockell, before the end of her terme &c.

Rob. Salton and Rob. Dunn, of Leasham (? Levisham) for brueing one mett for meed.*

Rich. Richardson of Pickering for not keeping the night watch.

Rob. Halkine of the same for refusing to work with his neighbours at such rate as the lawe doth allowe.

Tho. Hall of Cropton, for brewing &c.

Nich. Russell, Geo. Spanton, Peter Cockerell, of Cayton, for denying to worke emongest their neighbours in Harvest,† and for departing forth of the Libertie for greater wages.

[16.] Katherin Russell of Cayton for departing from John Carter his service before thend &c.

Eliz^th. wife of Nich. Russell of the same for not brewing wholesome ayle. ‡

John Anderson of Lebberston for giving Jaine Browne, a daie laborer, 4d a daie, contrary &c.

Will. Beane of Brompton for not keeping the Kinges watch &c.

John Laycocke of the same for spoiling and digging upp stones in the Kinges highe street.

Tho. Skelton of Snaynton for that he, before a Jury at Snaynton,§ confessed that he tooke vid. a daie for himself and his boye, with meat and drinke, and a land-end of grasse besides, of Geo. Osborne of the same. [Per Gawin. Pollard et Will. Nesse: non per hom.]

High Constables within the said North R. sworne to the oth of Supremacy at this Sessions.	Tho. Waite Raphe Bransby Geo. Chambers Henry Cowpland Will. Bates Mark Lyell Gawin Pollard Will. Nesse Rich. Sneaton Geo. Hall	Jurati.

* The reading here is by no means certain. The word appears to be *meed*, but the sense so given is unsatisfactory. The *mett* seems to have been in some cases a bushel. Halliwell adds—"Some writers say two bushels." The latter is the quantity implied in the Cleveland use of the word. Possibly the beverage *mead* is meant.

† By 5 Eliz. c. 4, all artificers and such as were meet for work were compellable to work for their neighbours, for definite wages, in hay and harvest time, and were not permitted to go into other districts save in virtue of a testimonial under a Justice's hand.

‡ An offence coming under the Statute of Tumbril, 51 Henry III.

§ Minutes of Sessions held at Snainton will be found in the sequel.

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High Constables within the said North R. sworne to the oth of Supremacy at this Sessions.	John Dodsworth Tho. Jackson Rich. Best Tho. Warde Rob. Collyn Rob. Shawe Adam Thomlinson Henr. Turner	Jurati.

ORDERS MADE &c.

ORDERED THAT the Justices of Peace for every division (according to the division made for Alehouses) shall minister the Oath of allegiance according to the Statute within their own divisions.*

Two Houses of Correction shalbe builded within the N.R., whereof thone to be within the Liberties of Richmondshire, and thother to be within thother seaven Wapentages, either in Thirske, Hemsley, Kirkby Moreside, or Pickering: And that Sir Tho. Posthumus Hobby, Sir Henry Bellassys, Sir John Gibson thelder, Sir Will. Bamburgh, Sir Tho. Dawney, Knts., and Will. Mauliverer Esq., or any three of them, and so many more of the Justices of Peace not here named as will attend, shall consider of the charge and fittest of the places abovesaid, and to certifie their proceedinges herein at the next Qu. Sessions: And that they shall meete at Kirkby Moreside upon Wednesday the 17th of this instant October:—And that the house within Richmondshire [16b.] shalbe done at the charges of the Inhabts. of the said Libertie, because they have money in their handes for ye. purpose; Or otherwise the Justices of Peace there to be at Kirkby Moreside the said 17th day of this moneth to show cause why they should not consent to this Order: And further that there shalbe a Warrant sent from the Court to every High Constable for apprehension and correction of rogues &c within their severall wapentakes, and they to give like directions to the Petty Constables.

A warrant &c to apprehend Chr. Pressick of Carleton and have him bound to appear at next Qu. Sessions &c, and be of good behaviour &c, and if he refuse to commit him to York Castle, without bail, &c: and further, for his contempt, refusing to come into Court when sent for, that he be fined £5.

Rob. Walker, L. S.,† be allowed 20s. as a gratuity on his promise to be no more &c.

£10 be allowed for the repair of the South end of Howe bridge.

* See Statute 3 James, c. 4.

† To economize space Lame Souldiour will for the time to come be represented thus.

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A Scire facias be awarded against Mich. Robinson of Sutton Howgrave for his appearance at next Sessions to shew cause why his recognce of £40 forfeited should not be estreeted.

Whereas £20 was allowed, 5 April, 1608. towards the repair of Ayton Bridge, and now certefied not to be sufficient, therefore £10 more to be added.

[17.] £20 be allowed for the repair of that half of Croft bridge which is already done, and also £20 for the battlement to be done.

Forasmuch as Peter Slater has applied for more relief, but came at the latter part of the Sessions and wanted Lord Euries letters, written in his behalf, which he said were in the keeping of the Clerk of the Peace, he be referred to the next Sessions to be holden after Christmas at Helmesley, when his case will be considered on production of the said letters.

SIX WEEKS SESSIONS.

Forasmuch as there is much complaint made as well by masters as servants of sundry abuses committed against the Statute of laborers and apprentices, and of the neglect in keeping of the Sessions appointed by yt. law, the Justices of Peace within their several divisions shall kepe a special Sessions before Martinmas next, and the like between Easter and Midsomer next, and so yerely, then to enquire of all defaltes committed as well against the said Statute, as also against the several Statutes for Alehouses, Rogues, Vagabonds &c.

Whereas Tho. Pant, apprentice to Chr. Simpson of Egton, shoemaker, complains that he has not been employed in his occupation . . . . but hath been trayned up for these three yeres in wandering in the country and playing of Interludes . . . . and for the said Simpson is an obstinate convicted popishe Recusant, hiding himself so as lawe cannot be executed against him though diverse warrants have been awarded for his apprehension . . . . the said Pant shalbe free of his apprenticeship notwithstanding the Indenture (dated 4 March 1607) unless the said Simpson shall appear at the next Qu. Sessions and show cause to the contrary; and a copy of this Order be left at his house at Egton &c.

Forasmuch as Skipton bridge, chargeable to the country, is likely to be in a short time in great decay, and become ruinous by the severall carriages * of milnestones, coales, and other carriages of great burthen, and for the safegard of the said bridge a foard or wath † is there made

* See above, p. 141, n., for a notice of the use of the word *carriage* in these Minutes.

† "WATH. A ford in a running stream. O. N. *vad*, a ford, O. Sw. *wad*, Sw. *vad*, O. Dan. *wath*, Dan. *vad* or *vaad*, &c." [*Cleveland Glossary.*]

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passable for such purposes . . . . a locke and a chaine shalbe provided, kept and mainteyned to crosse over the said bridge, whereby such carriages or other offensive burthens may be restrayned, and not suffered to passe over the same at such time as they may safely convey their cattell and carriages over the said wath, at the judgment of an officer there comorant, appointed by the Justices, who shall have the keeping of the key and see this Order performed.

Next Sessions at Helmesley on Wednesday the 20th after the Epiphany next and with adjournment to Richmond the Friday following.

[17b.] Will. Firbanke of Thornton Watlas and Jane his wife have stooden * sixteen weeks excommunicate † and absented themselves from the church in nature of Recusantes. [Per Tho. Jackson: Cap. Const.]

Tho. Rontree, John Belwood and Laur. Dowthwaite, Constables of Borrowby, of Kepwick and of Ellerbeck, for not paying their rates for bridges.

Geo. Ward and Tho. Newton, Churchwardens of Birkby, for not paying Lame Soldiers' money.

John Metcalf of Sowerby under Cotcliff, Surveyor for highwaies, for not executing his office.

Tho. Thompson, Rich. Welfoot, Will. Wilson, Rich. Midleton, all of Northallerton, for entering into Geo. Hall's ground at Sowerby under Cotcliff, and breaking his hedges and dryving his cattle into other men's pastures. [Per Geo. Hall: Cap. Const.]

A note of a presentment for Sunbeck Bridge shewed at the Generall Sessions holden at Topcliff 2 Oct. 1610, and entered on the Bridge Book fo. 50,‡ signed by 11 Justices.

Ad Sessionem Pacis tentam apud Beedall xix Janrii. Ao Reginæ Elizabethæ &c xlo.

Juratores pro D'na Regina præsentant quod unus pons vocatus Sunbeck bridge est, et per aliquot annos jam elapsos fuit, valde ruinosus et in maximo decasu ob defectum reparationis, adeo ut subditi dictæ D'næ in, super, trans vel ultra dictum pontem &c. Et quod pons prædictus reparari debet per inhabitantes villæ de Crofte.

Md. To write a speciall Sessions att Thirske . . . . § præd. after this Sessions: fol. hujus libri 29.

* The Editor once on going into a public-house at Danby End heard a theological question propounded in these terms—"How wad it ha' *stooden* gi'en Adam hadn't sinned?"

† See, touching excommunication, 5 Eliz. c. 23, &c.

‡ This entry is found in the Bridge book, not however at f. 50 but on f. 78b., with the names of the eleven Justices. The side-note is—"Sunbeck Bridge att Croft, to be repaired by the Inhabts. of Croft."

§ Undecipherable.

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[18.] HELMESLEY,

Qu. Sessions at, 8 Jan^r. 1610/11 Before Tho. Bellasis, John Gybson jun^r., Henry Tankard, Knts., Rob. Brigges, Will. Tankard and Tho. Norcliff, Esquires.

Leonard Hugill, Deputy for Sir Tho. Dawney, Sheriff.

PANNELL.

Mark Lyell, Cliff, Gent^n.
Will. Metcalfe, Tilehouse, „
Rich. Wetherell, Pickering, Yom^n.
Geo. Franck, Huton, „
Pet. Hopperton, Hovingham „
John Nicholson, Wood Appleton, Yom^n.
Nich. Barker, Budelam, Yom^n.
Tho. Hick, Kirkby Moorside, „
Will. Grindall, Appleton, Yom^n.
Tho. Harding, Pickering, „
Tho. Jackson, Hemsley, „
Chas. Poskate, Ayton, „
Will. Snawdon, Wood Apleton, Yom^n.
Rob. Mercer, Rosedale, Yom^n.
Edw. Monckton, Holtby, „

WHO PRESENT—

John Metcalf of Newton on Owse, lab^r., for stealing three ewes at Newton, value 10d., belonging to some person unknown.

Brian Manfeld of Thirkelby, husb^n., and Steph. Rawlin of Sutton under Whiston Cliff for keeping, at Goldeld within the Manor of Ravensthropp, two spanyels, and nets, and with them killing partridges, &c.*

[18^b.] Will. Jenninge of Cornbroughe for reteyninge in his service

* This Minute begins by recapitulating an Act of 13 Rich. II. c. 13; in the original Latin, which in Pulton's Collection is headed in English "None shall hunt but they which have a sufficient living," and proceeds—"forasmuch as divers artificers, labourers and servants, and groomes keep greyhounds and other dogs, and on the holydayes when good Christian people be at church they go hunting in parks, Warrens and Connigries of Lords and others . . . . and sometimes under such colour they make their assemblies &c. to rise and disobey their allegeance: It is ordained that no manner of artificer, labourer, nor other laymen, which hath not lands or tenements to the value of 40s. by yeere, nor any Priest nor other Clerke if he be not advanced to the value of £10 by yeere, shall have or keep from henceforth any greyhound, hound, or other dog to hunt; nor shall they use fyrets, heyes, nets, harepipes nor cords, nor other engines for to take or destroy deere, hares, nor conies, nor other gentleman's game [aut alium jocum generosorum] upon paine of one yeeres imprisonment &c." The above case, with the sentence, will be found below in the Minutes of the Sessions holden at Thirsk April 4, 1611. The present Minute bears the autographs of Sir Thos. Posthumus Hobby, Sir Rich. Etherington and Sir Richard Vaugha

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John Pape without shewing testimonial to the Constable, Curate, &c; also Rob. Cooke of Moxby, gent^{n}., Rich. Grene of Hinderskelf, and Tho. Craven of Skakelton, for the like in respect severally of Rowland Amers, Isabell Watson, and Roger Menthorpe and Fr. Dawson; and Craven further for refusing to state the amount of wages received by his specified two servants.

John Clitheroe of Whitwell, gent^{n}., for reteyning &c John Hodgson, Geo. Thwinge of Heworth, gent^{n}. for reteyning &c Tho. Murton, John Pickering of Huton super Derwent, husb^{n}., for reteyning Alice Sheppard, and Lawrence Monkos of New Malton for retayning Elizth. Clarkson, &c.

Edw. Read, Constable of Stillington, and the Churchwardens there for not paying the money due for lame Soldiers &c; and also the Constables and Churchwardens of Osberwik and Marton for the like.

Tho. Sur of Huton for exercising the mistery of a butcher and hath not served 7 yeeres &c. [Per Ric. Spofforth, Tho. Wayt: Cap. Const.]

Walt. Cheesman of Normanby for refusing to notify his servant's wages.

Widowe Nesse of Fryghton for giving to her servant £4. 6. 8 wages.

[19.] The inhab^{ts}. of Dalton Parva for not repairing the King's street betwixt Peter-nooke Yeate and Hornesby Leyes. [Per Tho. Clark et Henr. Cowpland: Cap. Const.]

Fr. Hall, late Constable of Worsall, for general neglect of his duty.

Tho. Kendall of Marton, pyper, John Whitfelde husb^{n}. and Edw. Simpson, shoemaker, both of Egton and Recusants, for brewing &c. [Per Will. Baytes et Marc. Lyell: Cap. Const.]

Geo. Wheatley of Pickering for retaining Henry Hawkinge, servant to Rob. Parkinson of the same, without leave &c. [Per Gawin Pollard et Will. Nesse: Cap. Const.]

Anth. Harker, yom^{n}., and Will. Carver, both of Bagby, for brewing &c.

John Dunne, shoemaker, and John Carver, roper, both of Thirske, for the like, and for harbouring rogues &c. [Per Geo. Chambers et Rad. Bransby: Cap. Const.]

[19^{b}.] ORDERS made &c.

ORDERED THAT Elizth. Ducke of Farndale in Lastingham parish have a house to dwell in provided for her, and relief &c., and a warrant to be made to the Churchwardens &c to that effect.

Forasmuch as Rob. Stillington of Stillingfleete, gent^{n}., declines to pay the rates &c imposed upon him on account of his lands in North Holme, whereby the inhab^{ts}. are surcharged, the said Rob. Stillington

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shall pay his proportion, past and present, except he can show good cause &c.

That a warrant &c to apprehend Henry Gayle of Lowsy Hill and bring him &c to be bound to appear at the next Qu. Sessions &c.

As John Preston of Baxby did not take upon him the office of Constable, he shall be sett in the stockes and fined 6s. 8d.

As Geo. Chambers, one of the High Constables for Birdforth, did stay the passage of a warrant directed from Sir Tho. Bellassys J.P. to the Constable of Baxby, and hinder the execution of the same, he be fyned £3. 6. 8.

Chr. Hutchinson of Stokesley, be sworn to the Supremacy in open Court.

Forasmuch as Peter Slater came towards the latter end of the Sessions, and that by reason of the intemperiencie [sic] of the weather few Justices were at theis Sessions, whereby a full consent might be had for his further relief, as by Order in former Sessions was intended, his suit be respited till the Easter Sessions. And the like reference from the Sessions at Richmond.

Next Sessions at Thirske 3 April 1610.

[20.] RICHMOND,

Qu. Sessions (by adjournment) at, 11 Jan^{ry}. 161$\frac{0}{1}$. Before Coniers Darcy, Tim. Whittingham, Arthur Dakins, Knts., Adam Midleham and Rob. Pepper, Esquires.

Leonard Hugill, Deputy for Sir Tho. Dawney, Sheriff.

PANNELL.

Tho. Duffeld, Bolton,	Gent^{n}.	Chr. Marwood, Winton,	Yom^{n}.
Geo. Danby, Barton,	,,	Tho. Pibus, Brompton,	,,
Chr. Wilkinson, ,,	Yom^{n}.	Rich. Michell, Little Crakall,	,,
Chr. Gill, ,,	,,	John Rymer, Screwton,	,,
Will. Firbanck, Melsonby,	,,	Fr. Smith, Exilby,	,,
Anth. Smithson, Newsom,	,,	Will. Bell, ,,	,,
Cuthbert Anderson, Gayles,	,,	John Messinger, Newsome,	,,
Allen Cotes, Whashton,	,,		

WHO PRESENT—

John Welbanck late of North Cowton, brewer, and Geo. Murrey late of Nosterfeild, scuttle maker,* each of them being more than

* A *scuttle* now-a-days is a shallow open basket with wide mouth, used for gathering potatoes, and similar operations. In older times the material would seem not to have

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7 years old and of able body &c, as vagrants and sturdy rogues &c.

Chr. Brunskell late of Thirne for taking four Salmon on Nov. 3 in the Yore, in Watlas parish, value 6s., with a lyster.*

Barth. Jackson late of Newton † Morker, gent^{n}., Geo. Jackson and Chr. Jackson, of the same, gent^{n}., Chas. Smith of Northallerton, tailour, Roger Well of Brompton, butcher, and Rob. Tolson of the same, cordwayner, for a riotous affray at East Brompton, and assault on John Lucas &c.

The said John Lucas of East Brompton, Bailiff of the Wap. of Hang East for entering the stable of one Geo. Jackson, taking a saddle thence, value 6s. 8d., putting it on a horse belonging to one Barth. Jackson and taking it away &c.

Rich. Staddert, Edw. Staddert, Tho. Collin and Rich. Carter, all of Barton, for drinking excessively until they were drunk in the house of Will. Slayd of the same.

John Raynson jun^{r}. of Dedersoe ‡ Graunge, a notorious Recusant, for using the trade of usurie, taking foure shillinges at pound § &c; and also Geo. Whitehorne of Crakall for the like, taking thre shillinges at pound, &c.

John Clarke of Thirne for playing at cardes for money at Northallerton to the undoeing of his wieff and children.

Will. Loadman of Barton for allowing drunkennes in his house by Rich. and Edw. Stoddart. [See above.]

[21.] Raphe Cotsworth of Whynton for giving to Anth. Wilson, his man, 53s. 4d waiges, contrary to the rates &c.

John Browne of Holme for reteyning &c Rich. Burneston without testimonial &c.

been basket-work, but more probably wood. Note A. S. *scutel* or *scuttel*, a scuttle, platter, charger, O. N. *skutil*, a dish. The *scuttle-maker* was probably a manufacturer of such chargers or platters.

* This word, the Scottish *leister*, is still known in Cleveland under the form *loyster*. As touching the taking of Salmon, by the Statute of Westminster, 13 Edw. I. c. 47, it was enacted that "the waters of Humber, Owse, Trent, Dove, Arre, Derewent, Wherfe, Niddiore, Swale, Tese, Tine, Eden, and all other waters (wherein Salmons be taken) shall be in defence for taking of Salmons from the Nativity of our Lady unto Saint Martin's day: &c."

† This would appear to be a place in the Wapentake of Hang East, but further identification is not easy.

‡ At f. 103, A^{1}, (p. 112) Chr. Wilson of Didersey Graunge is presented for usury. This Dedersoe Graunge is doubtless the same place, and appears to have been situate in Hang East.

§ An instance of a curious and interesting idiom. The modern form is illustrated by "so much per cent." when the *per* takes the place of *at* in the text. Probably when an article is said to cost "so much *a* pound," or "so much *a* yard," the modern *a* is the representative of the more archaic *at*.

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Vincent Purvyn of Nether Silton and John Prest of Thornton in le More, for buying and selling of corne without license &c. [Per Geo. Hall et Edw. Graunt: * Cap. Const.]

Chr. Stubbes of Wath, for making an assault and aff[r]ey (on Christmas last in John Tanfeildes house) on one John Stapleton in Wath; and also for abusing Ja^s^. Harrison, Constable of Wath, reviling him, and pulling away a great part of his beard, when commaunding the said Christopher to keep the peace when he made the affray aforesaid.

John Hagstones of Carthorp for harboring &c rogues and vagabonds.

Marg^t^. Pres of Wath for reteyning Will. Hargill's man-servant, of Kirklinton, contrary &c.

John Rowth, Constable of Wath, for not executing a warrant sent to him by Sir Rich. Musgrave, J.P.

John Tanfeld of Wath for selling ale above the rate allowed. [Per Will. Bell: Cap. Const.]

ORDERS made &c.

ORDERED THAT a warrant &c to attach Henry Kidd, Constable of Wath, and bring him &c to appear at the next Sessions to answer &c for not duly executing a warrant from Rich. Aldburgh Esq. J.P. against Rich. Raper &c.

Forasmuch as the walles and fences to the value of CC rodes of an ymprovement at Newsham [See above, p. 170] of the Erle of Exceter was, in May 1609, pulled downe in the night tyme by certen persons unknowen and for that . . . . the townes of Newsham, Dalton, Barningham and Hallgate are next adjoining to the said place, and notwithstanding have not found or arrested the persons which pulled downe the same, therefore a Distringas be made now to distreyne the Inhab^ts^. of the said townes &c and to levie such sum of money as shall be sufficient for the repairing &c.

John Arrondell, L. S. shall have a pension of £7 per annum continued, and that all arrerages, viz. £5. 5, shall be paid up.

£30 shall be allowed for the repair &c of Tanfeld bridge, and the money to be paid out of the former accomptes of the Thres^rs^. for the Hospitalls to the handes of Raph Hutchinson, Collector for the same bridge.

Myles Browne, L. S. have a gratuity of 10s. allowed him, &c, and not to be further &c.

Tho. Ryland, L. S., have 40s., &c as above.

Next Sessions at Thirsk, 3 April, 1611.

* Not named in the list given on f. 16 (pp. 202, 203).

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[22.] THIRSKE,

Qu. Sessions at, 3, 4, 5 April, 1611. Before Tho. Posthumus Hobby, Edw. Yorke, Henry Bellassys, Will. Bamburgh, Rich. Musgrave, Arthur Dakins, Rich. Vaughan, Rich. Etherington, Henry Jenkins, Tim. Whittingham, Henry Tanckard, John Gibson jun^r., Henry Franckland, Knts.; Will. Mauliverer, Rob. Hungate, Tho. Norcliff, Will. Tanckard and Rob. Pepper, Esquires.

John Lomley, Deputy for Sir Tho. Dawney, Sheriff.

FIRST PANNELL.

Tho. Foxe, Merderby,* Gent^n.
Adam Thomlinson, Thornton Rist, Gent^n.
Rob. Shawe [blank] Gent^n.
Geo. Carliell, Pinchingthorp, „
Edw. Raper, Angram, „
Chr. Nicholson, Skipton, Yom^n.
John Stephenson, Petty Thorp, Yom^n.
Brian Myles, East Harlsey, Yom^n.
Will. Burnett, Catton, Yom^n.
Rob. Thompson, „ „
Will. Webster, Brotton, „
Will. West, Loftus, „
Ralph Hall, Worsall, „
Geo. Palmer, Hutton Rudby, „
Barth. Awmond, Thirsk, „
Ralph Simson, Hornby, „
Will. Kay, Aysenby, „

WHO PRESENT—

Jane Scott late of Healey, widow, for burglary in the house of one Will. Caldbeck at Wath, and stealing two "bedd-coverletts," value 20s. [Side-note: Tried and found not guilty, nec fugam fecit. Per Tho. Wart de Haxbie et socios suos.]

Roger Wardell, late of Thirsk, lab^r., for stealing 60 stowpes and railes,† value 5s., at Upsall, of the goods of Sir Ralph Constable, and Chr. Jackson also of Thirsk, lab^r., as an accessory after the fact &c.

[22^b.] David Jacy of West Ronckton, Clerk, for trespass in a close of John Hirdman's at Weste Ronckton, called Lockwood Close, and there cutting down an ash tree, value 13s. 4d., and carrying it away &c.

Chr. Pressick of Carleton in Cleveland, being one of the Jurors at the Sessions at Topcliff held 2 Oct. 1610, for concealing and retaining thirteen bills which had come into his hands for presentation, &c; and also for unlawfully entering the close and house of one Will. Potter of

* Otherwise Marderby.

† "STOUP. A post, either of wood or stone. . . . . Common in the compounds *gate-stoup*, *bounder-stoup*, as well as in continual use as a simple word, as in *stoups and rails*, &c."

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Eppie-head, (on the 5th August) and driving thence three kyne belonging to the said Potter; and also for a like offence at the same place, abetted by Anth. Geldert of Carlton and Geo. Chapman of Hawnby, driving away two kyne belonging to the before-mentioned Will. Potter.

Percivall Langscarth of Thirske, lab^{r}., for illegal entrance on a close of one John Rowth's, called Conygarth-head and Brodside, and there cutting and carrying away certain thorns, briars and brushwood, growing in the hedges there.

[23.] Geo. Firbank of Sutton Howgrave, yom^{n}., and Elizth. his wife, Ja^{s}. Wilkinson and John Smyth of the same, husbandmen, Geo. Richardson al^{s}. Dyker and Will. Atkinson, of Well, laborers, and Tho. Wilkinson of Sutton Howgrave, lab^{r}., for illegally and riotously assembling, trespassing in a close of one Tho. Jackson's called Sutton Wood, and, with two horses and four oxen yoked in a wain, taking away two loads of whins and two of thorns, the property of the said Jackson, to the value of 5s., &c.

Rob. Swallowe of Newton under Ormesbrough * for denying to come to the mending of the common wayes, being commaunded by the Constable in the Kinges name, he saying further he cared not for the Constable.

James Andrew, Constable of Easby, for not receyving a warrant duly sent by the High Constable touching the punishment of rogues &c.

Will. Helcoat, Constable of Barforth, for not appearing at the Petty Sessions held by the High Constables &c.

Lawrence Rude and Fr. Hutchinson, of Hawxwell, for brewing &c.

Rich. Geldart, Constable of Carleton in Coverdale, for not apprehending &c rogues &c.

The Inhab^{ts}. of the same for not repairing a foot bridge at the East end of the towne, leading between Gamerskell and the parish church, and to the market at Midleham &c.

[23^{b}.] Tho. Lambert and Anth. Slater, of Melmerby, Bryan Metcalf, Tho. Winne and Fr. Sookeld, of Burton in Bushopdale, for brewing &c.

Tho. Spence of Newbiggin for refusing to work at the highways, &c.

Tho. Spence of Bushopdale for making a reskew upon the Overseers for his assessment &c; and also for his contempt against a Justice of Peace and the Constable, in not obeying his Warrant, &c.

* Newton under Ounesberry, now Roseberry Topping. The mediæval name appears in a great variety of forms, as Ornsbach, Odensberg, Onesbergh, Hogtenburg, &c. It is uncertain when the mediæval name gave place to the modern name, or whether the modern name may not be a survival of a still more ancient name than the mediæval one.

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Barth. Spence and Rob. Milner of Newbiggin, for making a reskie &c (as above). [Per Adam Thomlinson et Henr. Turner: Cap. Const.]

Rob. Smyth of Oswoldkirk, Geo. Marshall, John Blackbeard and Geo. Beane, of Nonington, Rich. Greene of Hinderskelf, John Hebden of Appleton in the Street, Tho. Hutchinson and Tho. Leafe, [24.] Symon Ableson, Chr. Burnett, Will. Burnett, John Gillbanck, all of Slingesby, James Barras of Brawby, Rob. Bossall, Edw. Swales, Steph. Barwick, John Barwick, Raphe Barwick, Raph Holmes thelder, and Raph Holmes the younger, all of Slingesby, Rich. Dobson of Bilsdale, Nich. Spawnton of Welburne, Will. Foxton, Tho. Skelton, Will. Garbutt, Rob. Clerkson, Isabell Bland and Geo. Blaklock, all of Hovingham, for making excessive quantities of malt, contra &c.

John Sonley and Will. Leafe, of Ampleforth, for using the trade of a baker contrary &c and buying of corne before the corne-bell ringe.* [Per homagium:—per Joh. Bolby, Jurat.]

Will. Phillipp of Thornton uppon the Hill for tracing and killing two hares with a dogg in the snowe.

Anth. Barker of Bagby and James Peake of Worsall for brewing &c.

[24b.] John Swyer of Thirske for a drunkard, and for disturbing the Kinges people with great disorder in his drunkennes.

Anth. Marshall of the same for brewing &c, keeping bad company in his house, and disorderly conduct.

Elizth. wife of John Cooke of the same, for a common scold and disquieter of her neighbours with contynuall banning † and cursing of her said neighbours and their goodes, insomuch as the said goodes and themselves whom she curseth oftentimes presently die (as they verily thinke) by her said ill words.

Chr. Carter and Tho. Carter of the same for resisting Raphe Hawmond, Constable there, and would not suffer him to take their horses for the Kinges busines. [Per Geo. Chambers et Rad. Bransby: Cap. Const.]

Blaise Binckes of Hipswell, for brewing &c.

* A reference to an obsolete custom. Many notices exist of the mode of opening fairs and markets in the olden time, sometimes by the sounding of a horn, at other times or in other places by proclamation made by some duly appointed official, or the like, and doubtless the ringing of the Corne-bell was of the like nature. The custom of formally opening an old-established fair is not extinct, even yet, in North Yorkshire.

† A word still in use in this district as implying simply to curse or blaspheme. "He banned till all was blue" is an example given by the late F. K. Robinson of Whitby. The whole entry is curious as shewing the state of feeling relatively to the general subject of the contemporaneous belief in the power of the witch and other like malevolent influences.

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Samuell Bamforth of Cattrick for breaking the assise of aile allowed &c.

Will. Jackson, Constable of Crakall, for not appearing at the Petty Sessions holden before John Dodsworth and Tho. Jackson, Head Constables of the Wapentack of Hang East, &c; and Nich. Typpen, Constable of Hornby, for the like.

Sampson Horsman of Ilton, bruister, for brewing &c, and for keeping play at cardes in his house, especially upon the Sabboath daie, and for breaking the assise of ale &c. [Per Joh. Dodsworth et Tho. Jackson: Cap. Const.]

SECOND PANNELL.

Will. Baites, Eston,	Gent^{n}.	Will. Prest, Thornton Beanes, Yom^{n}.	
Steph. Mills, Farmanby	"		
Tho. Wait, Haxby,	"	Geo. Stowpe, Brotton,	Yom^{n}.
John Dodsworth, Bedall,	"	Rob. Thompson, Marske,	"
Geo. Robinson (High Constable)		Rich. Exilbie, Norton in luto,	"
Chr. Newton, Whitby,	Gent^{n}.	Geo. Cowper, Scruton,	"
Fr. Hunton, Carthropp,	Yom^{n}.	Henry Metcalf, Mawnby,	"
Fr. Smith, Exilbie,	"	Mich. Lyth, Morton,	"
Tho. Thackwray,	"	Arthur Linskell, Cawdwell	"

[25.] WHO PRESENT—

John Winchcomb late of Raskall, butcher, for stealing two geese, value 10d., at Thirske, the property of a person unknown &c. [Not guilty, on trial.]

Chr. Hobson of Spyers, butcher, for stealing a sheep, value 10d., at Lastingham, of the goods of John Fawcett, &c. [Not guilty &c.]

Cuthbert Wallis, late of Fylingdales, lab^{r}., for stealing *tres massas ferreas*, Angl. thre iron wedges, value 10d., at Pickering, of the goods of Rich. Rawe, &c. [Pleaded guilty, and sentenced to be whipped.]

Valentine Wray of Skelton, yom^{n}., for uttering contemptuous words and threats against certain men—viz. Will. Gedge, Anth. Hutton and Nich. Harker, bound as witnesses in the matter of a certain felony committed by Chr. Hobson and Henry Robinson, late of Lastingham, in contempt &c. [Made submission, and paid fine of 20s.]

Tho. Yates late of Marton, lab^{r}. for shooting, with a gun charged with powder and haile shott,* certain doves at Marton in a place called Asleton's Garth &c. [Fined 10s., because a poor man.]

[25^{b}.] Chr. Tennant late of Marton in Cleveland for the like, shooting three doves at Marton. [Fined 10s. as above.]

* The Act under which this presentment is made—2 Edw. VI.—is cited in the Minute.

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Math. Clarke, Geo. Woodward and Rob. Loftus, of Alne, and Tho. Linsley of Easingwold for brewing &c.

John Pearson of Heworth for tunning * of ale from Yorke without a lycense . . . . and tipling † and selling it in his house.

Laurence Poker of Lynton for refusing to carry an hue and cry ‡ to Linton being commaunded by the Constable.

Syth Johnson of the same for harboring of a woman and a boy that goe about with pedler-ware.

John Rymshawe of Brunton upon Swaile, alehouse-keeper, for keeping unlawfull games, for playing at cardes, and for breaking the assise of aile.

Raphe Bell of the same for brewing &c.

Tho. Stowpe of Gisbrough for keeping an alehouse without license and harboring a woman suspected of lewd dispositions.

[26.] John West of Normanby for harboring men of evill demeanour, and suspected persons; and also for keeping his son Clement, who is an idler and of lewd behaviour and evill disposed, neither wilbe ruled.

A highe-street called Canswick Parke Layne, leading from Yorke west[w]ard towards Carliell and Kendall, as in great ruyne &c, and ought to be repaired by the inhab[ts] of Well and Snape.

The highe street within the parish of Watlas, viz: in the Raikes West More, Brigwath Laine and Marryforth Laynes, Watlas Laynes, and Thirne moore, as in great ruine and decay &c, and ought &c by Thornton Watlas.

The highe street leading through the lordshipp of Constable Burton to the coalepitts, as in great ruyne &c, and ought &c by Fingall.

The highe street leading through the lordshipp of Spenythorn towardes the colepittes, and all the north partes that way, as in great &c and ought &c by Beedall and Burnieston.

Cha[s]. Barker of Unthancke for stopping and shutting upp and fencing upp one highe street leading from Burton eastward towardes Beedall &c.

The inhab[ts]. of the townshipp of Ellerton upon Swale for not repairing the highwaie at Sandy beck in the high street betweene Kiplinge and Ellerton aforesaid. [Per Tho. Warde et Geo. Robinson: Cap. Const.]

[26[b].] Willy bridge over the river of Clowbeck in the hie street

* To *tun* ale, wine, &c., is to put it into casks, and in the present case the sense must be to convey it, when so put, from place to place. Compare the use of the word *tunnage*.

† For the sense of this word see above, p. 186, note.

‡ "If any man, Huy and Cry being raised, have not been readie at the commaundement of the Sherife, or at the Huy and Cry of the Country to pursue and arrest felons &c." to be liable to fine. 1 Edw. III. c. 9, 4 Edw. III. (*De officio Coronatoris*).

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leading from Richmond to Darnton, as in great decay, and is to be repaired by the country.

Marg^{t}. Walker of Maundby super Swayle for stopping upp one high waie leading to the Church and Markett.

ORDERS made &c.

ORDERED that Henry Skelton, Constable of Hovingham, for making no presentments at this Sessions and his contempt therein, be fined 40s.; and that a warrant &c to attach him &c to appear at the next Sessions to make presentment of all Recusantes within his Constablery, &c.

That, whereas Stephen Rawlyns and Bryan Mansfeild . . . . stand indicted for keping settinge dogges and using nettes and ingynes wherewith they have often used to take partridges and other fowle contrary &c . . . . , and for that they have here confessed their said offences and doe submit the cause to the censure and judgment of the Court . . . . they shall pay fines of 5s. a peece to be forthwith &c: and further, that upon warrant or warning given them, they shall attend Sir Henry Tanckard and enter bond &c to be of good behaviour, until such tyme as it shall please the Earl of Rutland (within whose grounds about Helmesley they have often taken foule without leave), on their humble petition, to release them.

ALLEGIANCE OTH.—Elizth Franke of Kneeton, widow of Geo. Franck, a Recusant, hath this daie taken the same; also Parcyvall Cuthbertson, servant to the said M^{rs}. Franck, and John Marshall of Huton Bonvile, Recusants, have taken the same.

ORDERED that the Petty Constables that did not appeare and made no presentment at this Sessions be summoned by proces of Venire facias, or Warrant per Curiam, to appear at the next Sessions and make good their default.

TRAVERSE.—Tho. Jackson of Pickall, husbandman, and others indicted for breaking the dore of John Browne of Holme, and prayed copy of Indictment and to be admitted to traverse: wherefore a day &c.

[27.] ORDERED that Raphe Awmond, Constable of Thirske, having a warrant from Sir Henry Tankard J.P. for the apprehension of one John Carter for misdemeanours by him committed, and not executing the same for six weeks, and "denying to execute it" at all, telling Sir Henry Tanckard he would not goe into mens' houses to serve any warrant, be fined 10s, and enter bond for good behaviour, and to appear &c.

That Fr. Cawton of Thirske, tanner, standing by when the aforesaid Awmond was questioned by Sir H. Tanckard on his backwardnes

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in the said service, and saying if he were Constable he would do the like, in so much that Sir Henry Tanckard told the said Cawton he would commit him for his boldnes in that behalf, whereto Cawton replying sayed he would comitt a pudding, using withal other disgracefull speaches of the Justices of Peace to the further encouragement of the said negligent and contemptuous Constable . . . . therefore he be committed to Yorke Castle, there to remaine without baile or mainprice for the space of x^en^ daies; and further, before his delivery, enter bond &c [Side-note:—Before the Court departed, the said Cawton by petition submitted himself, and thereupon his imprisonment and good behaviour was released, and he only fyned 13s. 4d.]

Chr. Pressick, [See supra, pp. 203, 211] for his manifold and contemptuous misbehaviours towards the Justices, the Court, and justice thereof, as also in suppressing and concealing many Indictments and Presentments preferred unto him and his fellow Jurours, be altogether disabled from serving as a Jurour in any Qu. Sessions, and further be fyned, as appeareth upon thindorsement of thindictment against him.

That the executors of the late Rob. Simpson, Thres^r^. for the Hospitalls, shall profitt * his accompt at Pickering on April 12th. now instant, before Sir Tho. Posthumus Hobby and Sir Rich. Etherington, who have appointed to be then there for that and other services, or otherwise they to enter bond &c to finish the same &c.

That Geo. Nicholson, affirming himself to be a maymed soldier, yet having no apparent mayme or hurt about him, nor any passe according to law, shall in liew of his present charge have 20s. gratuity &c, and never to be further chargeable &c.

That, whereas there is remeyning in the handes of Rich. Tanckard, Gent^n^., Thres^r^. for L. S. for two years past, £20, the same shalbe paid over to the Clerk of the Peace, and of which he is to pay 20s. to the above named Geo. Nicholson, the residue to be paid to Ja^s^. Pennyman the younger, gent^n^., now chosen Thres^r^. for this yere 1611.

[27^b^.] That, forasmuch as there hath been usually a Constable in Ainderby Myers, but is not now, through the defalt of Tho. Smelte, gent^n^., who hath refused to exercise the same himself or to send a sufficient deputy, a warrant &c to bring the said Tho. Smelt before Sir Coniers Darcy to take the oth of Constable, and also to enter bond to appear &c.

That, whereas there hath bene some controversies betwene Edstons Ambo and North Holme touching the proportion and contribution of some layes and assessmentes imposed upon them . . . . North Holme in all assessmentes hereafter to be assessed shalbe adjoined and

* The word is used in the literal sense of the original "to make forward" (See Richardson's *English Dictionary*), and thence "to present."

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contribute with the Constablery of Edstons Ambo, and that shall both pay rateably accorded to their ould rent, viz. after the rait of £20 per ann. for Edstons Ambo, and after the rate of £24 per ann. for North Holme.

That proces of Venire facias be awarded against thexecutours of Marke Rawson and Oswald Tailour, late Heigh Constables in Allertonshire, to appear at the next Generall Sessions and prefer their accomptes for money received by the said Mark and Oswald for Bridges, L. S., and Hospitalls.

That tyme be given to Will. Bell of Midleton, gent^{n}., one of the High Constables of Hallykeld, until the next Sessions to make his accompt of money received for Bridges.

That, as John Richardson, younger, of Holtby hath begotten a base child of Elizth. Monckton, he shall keep the said child, and discharge the parish where it was born from all charges &c according to an Order made by Sir Will. Bambrough and Rob. Hungate Esq., two &c; and the said Richardson to pay £10 to the King, and enter bond &c to pay the same to his Maties use.

[28.] That, forasmuch as Anth. Pibus of Thirske, tanner, did this daie, sedente Curia, in Thirsk, outragiously misbehave himself and . . . . offer great violence against Rob. Gamell of the same, and did strike upp his heeles and throwe him downe upon his face, whereby it was verie ill broaken and bloody, and that such outrages should not escape unpunished being attempted so neare the seat of Justice, he be fyned 20s. and to find sureties to appear &c.

That forasmuch as Will. Marsingale of Sowerby, lab^{r}., has not good sureties available at the present moment, he shall repaire to Sir Henry Tankard, and by him be taken bound &c.

That, whereas it hath bene alledged in open Sessions that divers sommes of money have bene heretofore assessed, rated, and levied in sundry wapentacks and liberties without the privity and consent of the rest of the Justices comoraunt within the same, from henceforth no sommes shalbe rated &c upon any estreet within any of the wapentacks &c of the N. R. but that all the Justices residinge, or by Sessions appointed for the services of such Wapentack &c shall have knowledge and warninge of a certen daie and place, emongst them to be agreed upon, to thend that so many of them as will attend may be present and privie to all such assessmentes as upon any just occasions shall be estreeted to be levied &c: and that all estretes so to be agreed upon shalbe estreted under the handes and seales of all such Justices, or the greater number of them that shalbe present &c.

That, forasmuch as Marm. Wyld, gent^{n}., Thres^{r}. for L. S. in Richmondshire for 1610, appearing at this Sessions did depart without

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license, and before he had satisfied such Soldier pensions as ys in his charge, he shall therefore further contynue Thres^r^. for this year 1611; and that he shall attend at the next Sessions for supply of his former defect; and further be fyned £5; and Chr. Smithson nominated Thres^r^. for this year to be spared quo usque.

[29^b^.] That, forasmuch as the passage at Note- (or Noot-) bridge sike,* lying betwene Brackenbergh and Newsome, being in the way or hie-streat where his Maties postes and packettes doe usually passe, is decayed and many times very dangerous, and ought to be repaired and made passable by the parish &c, a warrant &c unto the Overseers and officers for the highwaies of that parish for the speedy &c; and Sir Henry Tanckard, being now required by this Court, is pleased to take paines and view the said waie, and to take course with the officers &c.

That whereas the Court is informed on the oth of Will. Hodge, late High Constable of Birdforth, that there was an estreet delivered unto him and his late fellow, Geo. Chambers, for lev[y]ing the rates for Skeaby bridge and other bridges, which estreet was signed &c by Sir Rich. Vaughan and Sir Henry Tanckard, two &c, and that the money for Skeaby bridge was never paid by the said Chambers, to this deponents knowledge, therefore a warrant &c in the nature of an attachment against the said Chambers for payment of the same, or so much thereof as he was to have collected, unto the Surveyors of the said bridge, or otherwise he to be bound with sureties to appear at the next Sessions to answer &c; and the rather bycause it appeareth uppon the othe of Jaques Garth (one of the Surveyors of the said bridge) and of the said Will. Hodge that the said Jaques has heretofore demaunded payment of the said money, but in vain.

RATES for levying of Sessmentes within the N. R. are proportioned for men and money by a particular Order made and signed at this Sessions and fixed to the Roll thereof, and to be found in the Soldiours booke also: fo. 54 et 60.

ORDERED that the Thres^rs^. within the N. R. shall not disburse any money by vertue of any Warrant that is not warranted by the Statute in those cases provided: And if they or any of them doe otherwise they shall not have it allowed uppon their Accomptes. [Side-note:—This order is signed by 11 Justices, and affixed to the Roll.]

The Roll is signed by these Justices, viz:—Sir Tho. P. Hobby, Sir Rich. Vaughan, Sir Tim. Whittingham, Sir Rich. Etherington, Sir Arthure Dakins, Sir Henry Tanckard, Knights, [ ] and Rob. Hungate, Esquires.

* "SYKE. A streamlet, a rill of water; a small run draining out of a boggy place." [*Cleveland Glossary.*]

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Next Sessions at Helmesley 9 July, and at Richmond 12 July next.

[29.] THIRSKE,

Special Sessions (for Birdforth and Allertonshire) at, 29 Octr. 1610. Before Henry Bellassis, Rich. Vaughan, and Henry Tankard, Knts.

Sir Tho. Dawney appeared by deputy [no name].

PANNELL.

Chr. Marwood, Wynton,	Gent^n.	Geo. Arnett, Sowerby,	Yom^n.
Will. Prust, Thornton Beanes, Yom^n.		Will. Eyles, Newsham,	„
John Scotson, Thirsk,	Yom^n.	Geo. Metcalf, Carlton Mynyott, Yom^n.	
Tho. Watson, „	„	John Graunt, Sowerby,	Gent^n.
Tho. Trotter, „	„	John Belwood, Cowsbie,	Yom^n.
Ralph Sewghell, „	„	Rich. Wasse, Knaton,	„
Fr. Cawton, „	„	Chr. Bell, Northallerton,	„
Tho. Williamson, Thirsk,	„		

WHO PRESENT—

Rob. Grenside of Kirkby Knowle for refusing to thatch for such wages as is allowed &c.

Fr. Hick of Thirske for that he is an idler and loyterer, contrary &c.

Ann Milner for keeping Will. Gainesby her sonne at home out of service.

Tho. Thompson of the same * for refusing to threshe under 4d. a day, contrary &c.

Math. Pearson of Thirsk for many great misdemeanours,† and especially for felling of trees and carrying them away, they being none of his owne.

John Belwood of Cowsby for brewing &c.

* This entry is crossed out.

† A wide indictment, and worthy of note from its vagueness.

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[29b.] PICKERING,

Special Sessions (for Pickeringlyth and Whitby Strand) at, 12 April 1611. Before Tho. Posthumus Hobby, Rich. Etherington, Knts., and Tho. Davill, Esq.

Sir Tho. Dawney represented by Will. Nelson.

FIRST PANNELL.

Ralph Langdale, Snainton,	Gentn.	Will. Hay, Aislaby,	Yomn.
John Cowper, Wrelton,	Yomn.	Will. Clark, Lockton,	„
John Parke, Pickering,	„	Tho. Beswick, Huton Bushell, Yomn.	
Anth. Marsingall, Wrelton,	„		
Rob. Lythe, Lockton,	„	Tho. Swayle, Aisleyby,	Yomn.
John Harrison, Aislaby,	„	Will. Keath, Huton Bushell,	„
Rich. Wetherell, Pickering,	„	Anth. Dinam, Farmanby,	„
Rich. Bruster, Midleton,	„	John Chanler,* Seamer,	„

WHO PRESENT—

Will. Whitehare of Ugglebarby, labr., for stealing from the house of Ralph Elrington of the same three yards of white kersey, two of rawed stuff [panni mixti; ? striped], two and a half yards of hemp lyn [panni linei], stockings, shoes, one flannell blanckett and six yards of roopes [rope] to the total value of 10d.† &c. [Side-note :—tried and found guilty: to be set in the stocks and whipped at Pickeringe.]

Ann Foster of Ryton, widow, for brewing &c [fined 5s.]

Will. Dawson of the same, for selling ale above &c [fined 5s.]

[30.] Chr. Suggett of Eskdaleside, Nich. Sneeton, [30.] Rich. Grene, and Anth. Marsingale, of Whitby, Will. Hebron ‡ of Sneeton, all for brewing &c.

Fr. Fuister § of the same for tipling a little beare without license [a literal copy].

* The reading is not very distinct. The name might be Chauler, but is probably Chanler, as a representative of Chandler. But it should be also noted that the name Chaloner is continually sounded Chanler in this district.

† The sum seems ridiculously small as the value of so many articles, but as it is written "decem denarios" there can be no mistake.

‡ A very common name in the district, and, when pointed out, an obvious corruption of Hepburn. It is met with in a variety of different forms in the parochial registers of Cleveland.

§ A well-known name, under the form Fewster, in many parts of the north. The derivation is somewhat uncertain. Halliwell gives the word 'Fusterer,' with the explanation "a maker of packsaddles," but with what reason is not apparent. It is not improbable that there may be a connection between 'Fewster' and the

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Math. Atkinson of Midleton, for brueing &c. [Per hom. et Petty Const.]

Henry Stephenson, Ja^s^. Sparke, Rob. Browne, Rob. Foster, Will. Deane, Ellen Kinge, and Rob. Richardson, all of Pickering, Marg^t^. Foster and Eliz^th^. Carliell of Whitby, all for brewing &c.

John Cholmley, gent^n^., fermer of the marrish called Keckmarris,* for not repairing of two yeat steades † belonging to the same farme uppon the Marrish moore whereon no man can well passe but in great danger &c.

John Glover of Whitby for tipling without license.

John Cartesse of Caton for brewing &c.

Greg. Mersingale of Whitby for tipling without license.

Fr. Brooke of Throstenby for giving his maid servant, Eliz^th^. Faule, 40s. wages for one yere, contra &c. [Per Gawin. Pollard et Will. Nesse: Cap. Const.]

Geo. Gofton of Seamer for hiring Jane Cleathrington without testimoniall.

Mem. that there are presented in this presentment diverse servantes who are departed from their maisters to other places without testimonialls: therefore quere what shalbe done y^r^ in [Per Pollard: Cap. Const.]

[30^b^.] SECOND PANNELL.

John Ellerton, Pickering, Gent^n^.
Will. Marshall, „ Yom^n^.
Geo. Osborne, Snaynton.
Rob. Bell, Yom^n^, Wilton.
John Gill, Pickering.
Will. Egglefeild, Farmanby.
Laurence Gill, Wrelton.
Rob. Headley, Acton.
Mich. Merry, Lockton.
John Cockerell, Stoup-browe.
Tho. Jackson, Pickeringe.
Guy Beeforth, Snainton.
Tho. Beawshaw, Brompton.
Rob. Berryman, Seamer.
Rich. Harrison, Scawby.
Tho. Chapman, Aysleybie.
Will. Jackson, Synington.

word Halliwell gives in the form 'Fewterer.' The latter is a derivative from *fewte*, *fute*, the track, or, more properly, the scent of game, and the appellative derived from it is met with in the Fifteenth of 30 Edw. I., already referred to, in several places on the forms Futur, Futour. A correlative form of *fute* is *fuse* (see Halliwell), and Fewster may be a derivative from the latter. Another suggestion is that as *fust*, O. Fr. *fuste*, is a cask, and *fusté*, fusty, tasting of the cask, smelling of the vessel [Skeat], written *fewstye* by Ascham [Rich. *Engl. Dict. in v.*], *fuster*, or *fuister* may be a derivative thence, with the meaning 'cask-maker.'

* Formerly the property of Rievaulx Abbey.

† Gate-stead. See supra, p. 201, note.

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WHO PRESENT—

Emott Cape, Henry Cape and Rob. Baynes of Seamer, John Whitacars of Sinington, Rob. Teske of Lockton, all for brewing &c.

Steph. Skelton sen^{r}. and Steph. Skelton jun^{r}. of Wilton, and Roger Horseley of Fermanby, for selling ale above &c.

Chr. Boyes of Thornton for suffering a feast in his house without license.

Rich. Rawe of Pickering, Ann Kiddall, Geo. Harrison and [31.] Isabell Hill of Fylingdales, for brewing &c.

Will. Dearfoot of Scalbie for departing from his master, Rich. Hopper, without lycense &c.

Peter Metcalfe of Dalbie, John Shawe of Ellerborne, Tho. Browne and Chr. Boyes of Thornton, and Will. Topliffe of Cayton, for brewing &c.

ORDERS made &c.

Whereas Ja^{s}. Hebblethwait of Norton, Esq., hath this daie delivered into Court one bill or memorand' of debt subscribed by Rob. Hunter of the Marrishe in Pickering-lithe, gent^{n}., dated 8 Oct. 1597, for the somme of £5. 7, which the same Ja^{s}. Hebblethwait (by the appointment of John Mansfeild, Esq., being then Surveyour of New Malton bridge) did deliver unto the said Rob. Hunter at or about the daie of the date thereof, which said Robert then stood bound for Will. Sollett, carpenter, for performaunce of covenaunts for the repaire thereof, which same somme was money then levyed on the country towardes repaire of so much of the said bridge as lyeth within the N. R., and remain[e]d in the handes of the said Ja^{s}. Hebblethwait, another Surveyour of the said bridge: And forasmuch as it further appeareth by an Order, made in Sessions at Helmesley 12th July 1602, that the said Rob. Hunter did procure the said work of the said bridge to be done, and that the condition of the said bond wherein he stood bound for performaunce of the Covenauntes touching the same was performed: . . . . ORDERED that the said bill or Mem^{m}. of debt shall remain and be kept amongest the Recordes of the Sessions for the N. R., and that the same Ja^{s}. Hebblethwait shalbe discharged of the said somme, and the Clarke of the Peace warranted to certifie the same into every Court where the said James shalbe sued for the same. [Side-note :— this Order is fixed to the originall Roll of that Sessions at Pickering.]

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THIRSKE,

Special Sessions (for labourers and ale-house keepers) at, 26 April 1611. Before Henry Bellassis, Rich. Vaughan and Henry Tanckard, Knts., and Will. Mauliverer Esq.

Sir Tho. Dawney represented by Will. Hunton.

PANNELL.

Rich. Lockwood, Sowerby, Gent^{n}.
Rich. Bell, Thirske, Yeom^{n}.
John Scotson, „ Yom^{n}.
Will. Rymer, Brompton, „
Anth. Cowper, Sand Huton, „
Ja^{s}. Prest, Thornton in le Moor, Yom^{n}.
Tho. Marshall, Thirske, Yom^{n}.
Geo. Arnett, Sowerby, „
Ja^{s}. Smith, Sowerby, Yom^{n}.
Rich. Wilkinson, Thornton Moore, Yom^{n}.
Rob. Grainge, Hornby, Yom^{n}.
Tho. Best, „ „
Ja^{s}. Hart, Thornton Moore, „
Ja^{s}. Kendray, „ „
Tho. Trotter, Thirsk, „

WHO PRESENT—

Tho. Monckton of Thirske for taking into his house by-tenantes or inmates, viz. Rob. Bell and Fr. Smithe; also, for the like, and of the same place, Will. Carter (for taking Jane Bartell), John Carter (for Rob. Carter, Marg^{t}. Milner and Tho. Bell), Anne Wood, Jane Atkinson (for Chr. Whelis), Elizth. Lyon (Geo. Younger), Will. Wilkin (Will. Hugill), Will. Gamell, glover (John Paige), Anth. Pibus (Will. Bell), Tho. Cawton (Anth. Hodgson), Nich. Bell (John . . . .), [32.] John Butterick (Wife Malloborne and another old wieff), Oliver Anderson (Fr. Hick and another), Will. Jeffrey, Anth. Warde (Wife Hodgson), Chr. Jackson (Elizth. Jackson).

John Man, for harboring Wife Goodrick, Tho. Carter for harboring Wife Mantil's children, spending money stolne from their mother, Tho. Howden for harboring his daughter being with child.

John Swyre for ill behaviour in his house, being a bruester.

John Monckton, Fr. Smith, Roger Wardell, Rob. Bell and his wife, John Carter, Will. Wilkin, Parcivell Langskarth, Rob. Carter, Tho. Bell al^{s}. Lambert, all of the same, for breaking hedges.

Anth. Hodgson, for his children breaking hedges, and John Peart, for a breaker of hedges, both of the same.

John Swyre, John Dunne, Chr. Medcalf, Anth. Marshall, Tho. Carter, Henry Bickers, Rog. Whaites, [32^{b}.] John Judson, Nich.

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Lowson, Tho. Dawson, all of the same, for brewing to sell without license.

Symon Browne for not making a sufficient heigh waie betwixt Yewe Leaze and Thornton-in-the Street towne.

A parcell of ground in the Kinges street lying betwixt Braughath [Brawith] beck and a yate beyond Rich. Bell, baxter, his house in the loaning leading to North Allerton. [Side-note :—Quere whether Will. Cusson of Birkby, or who, should make this waie.]

Apud PATTRICK BROMPTON, 29 April 1611, before Sir Tim. Whittingham Knt., and Tho. Davile Esq.

Geo. Wynne of Hunton in Hang West is presented for selling ale after the rate of 8d. a gallon, contrary &c.

James Hirdman of West Runcton being summoned to appear as a Juror at the special Sessions at Thirsk 26 April 1611, for that he did make defalt is fyned 10s., and for that when summoned he answered in contemptuous sort, saying he would be excused from that service for twoe potts of aile, therefore a Warrant &c to take him bound &c.

Geo. Scott of Welbury, a warrant &c to bring him before &c to be bound not to brewe any more.

[33.] THIRSKE, 3 April 1611, at the aforesaid General Sessions held at, it was Ordered as follows :—

It is this day Ordered that a House of Correction shalbe erected in the towne of Richmond for the whole N. R. and Richmond towne, viz. that house there that was formerlie appointed but not yet ymployed to that use: And that Sir Rich. Musgrave and Sir Arthure Dakins, for Richmondshire, and Sir Henry Tanckard and Will. Mauliverer Esq. for all the other partes of the N. R., shall examine what money hath bene levyed within the N. R. towardes the preparing of that house, and to whose handes it came and nowe remaineth, and what hath bene ymployed and what more is meet to be imployed in perfecting of the same worke and making it fitt to receyve such persons as upon just occasions shalbe sent thither: And further to informe themselves of all such other charges and supplyes as may be effectuall and sufficient to the furnishing of the said house, and thereof against the next Sessions to certifie their opinions and whole proceedinges, that such further course may be held and continued as may tend to the absolute dispatch of the said intended service. And it is likewise Ordered that in all these proceedinges the ancient Rate and Proportion is to be observed for Sessements betwene the said Division of Richmondshire and the rest of the N. R.; and that if upon any occasion hereafter it shall seeme meet to erect one other House of Correction elsewhere

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within the N. R., then it is ment by this Order that, in like sort and according to the said ancyent rates, the said Division of Richmondshire shall contribute towardes the charge of the said second erection.

Original hereof remains in the Roll and signed by	Tho. Posthumus Hobby Edw. York Henry Belassys Will. Bambrough Rich. Musgrave Rich. Etherington Henry Jenkins Rich. Vaughan John Gibson, jun^{r}. Hen. Tanckard	Knts.
	Rob. Hungate Rob. Pepper	Esqs.

[34.] HELMESLEY, Qu. Sessions at, 9 July 1611. Before Henry Bellasys, Knt. Baronett,* Tho. Posthumus Hobby, Will. Bamburgh, Rich. Vaughan, Rich. Etherington, Tho. Bellasys, Knts.; Will. Mauliverer, Chas. Layton, Rob. Hungate, Rog. Thorpe and Tho. Norcliffe, Esquires: and thence adjourned to RICHMOND, and there held before Marm. Wyvell, Conyers Darcy, Tim. Whittingham, Arthur Dakins, Knts. and Adam Midleham Esq.

Sir Tho. Dawnay † represented by John Lomley, his deputy.

FIRST PANNELL.

Ralph Bransby, Thirske,	Gent^{n}.	Tho. Barbour, Farlington,	Yom^{n}.
Phil. Craven, Freer Hill,	Yom^{n}.	Rog. Reveley, ,,	,,
Tho. Wilson, Nawton,	,,	Henry Marshall, Esdaleside,	,,
Rich. Barker, Bewdlam,	,,	Will. Wood, Bransdale,	,,
Will. Grundon, Wood Appleton, Yom^{n}.		Phil. Richardson, Great Ayton, Yom^{n}.	
Will. Dunning, Bagbye,	Yom^{n}.	Will. Duck, Loftus,	Yom^{n}.
Rob. Morrell, Thirkylby,	,,	Will. Freer, Thornton,	,,

* This is the first occurrence of the title. Indeed there could not have been an earlier one. The order of baronets was instituted by King James in this present year, and the first patents are dated May 22, 1611. Sir Henry Bellasis had therefore lost no time in purchasing the distinction.

† The first occurrence of this the present mode of spelling this name.

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WHO PRESENT—

Will. Grene, of Whitby, gener, Anglice son-in-lawe, of one John Pinchbecke (below the age of 11 years)* for stealing a silver-spoon, value 3s. 4d., from the house of Sir Rich. Cholmeley of Whitby. [Side-note: tried the same day and found not guilty.]

Will. Cheeseman late of Lastingham, yom^n^., and Susanna his wife for abusing and threatening, at Helmesley, Fr. Hobson and Edw. Snawdon of the same, with Henry Robinson of Wrelton, summoned as witnesses in a case of felony against the said Cheeseman &c.

[34^b^.] Geo. Mawmond of Thornton for putting from his service Lucresse Stanton before her term &c. [Side-note: illegally annoyed, according to the certificate of Tho. Davile Esq., and therefore discharged, also by the testimony of Rich. Spofforth, High Const.]

John Leppington of Stytnam for that he did make a res[c]ous of Tho. Spofforth and tooke from him a cowe distreyned for non-payment of an assessment towards the repairing of Rudderforth and Skeaby bridges.

John Purvis and Rob. Tailor, Constables of Shiriff Huton, and the Churchwardens there, for non-payment of money due for L. S. and the Hospitals. [Per Rich. Spofforth: Cap. Const.]

Rob. Hobkin,† Ralf Cawwood, Guy Foster, Wilfray ‡ Johnson, Will. Merryman, Nich. Hunter, John Walker, John Bale and Geo. Bale, all of Husthwait, for using the trade of a badger of corne § without license &c. [Upon the information of Will. Spaven.]

Edw. Moore and Will. Moore of Hovingham for engrossing of corne, viz. 40 quarters of wheat and rye, of Mr. Thwinge of Wiggenthorpe; and John Foxe of the same, for the like. [Upon inform^n^. of the same W. Spaven.]

* This is literally the statement made—infra ætatem xi annorum—and the English translation appended to the word *gener* leaves no loophole for a mistake.

† The old name Hob, which is said to be a derivative by-name from Robert, furnishes several surnames to our English list, and among others this, the *-kin* being merely a diminutive as in *Atkin*, *Hodgkin*, &c., &c. Hobbesune (Hobson) is found as early as Domesday.

‡ A curious form of the name Wilfrid, interesting as illustrating the corresponding corruption of Humfrid into the, in England, invariable Humphrey, Humfrey, Humfray, &c.

§ Here the word *badger* and the staple commodity he dealt in are brought together in immediate collocation.

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[35.] SECOND PANNELL.

Will. Bates, Eston, Gent^{n}.
Geo. Hall, Oswoldchurch, „
Tho. Beswick, Huton Bushell, Yom^{n}.
Tho. Storr, Huton Bushell, Yom^{n}.
Will. Burton, Wood Appleton, „
John Cotam, Brotton, „
Tho. Robinson, Redcarr, „
Will. Cuthbert, Kirkledam, „
Will. Emerson, Skelton, Yom^{n}.
Will. Stope, Kirkledam, „
John Ellerton, Pickering,
Rich. Wetherell, „ „
Rich. Stockton, „ „
John Hebden, Appleton Street, Yom^{n}.
John Day, Holtby, Yom^{n}.

WHO PRESENT—

Mich. Thompson, late of Boltby, lab^{r}., for pulling off and stealing the wool of 15 sheep, to the value of 10d., of the goods of one Mary Belwood of the same; and Dorothy Powells of Over Silton, widow, as an accessory after the fact.

Will. Hewgill of Kirklethom, husb^{n}., for harboringe and lodginge of two beggers &c.

Peter Snawdon of the same for malting without license &c.

Adam Straughton of Brotton, Giles Stobbs of Whorleton, yom^{n}., and Will. Dunn of the same, for brewing and selling ale without license.

John Rabie of Swainbie, and Rowlande Hardinge of Middlesbroughe, for making of a drinking on a Sabboth day, and for brewing without license.

John Pallaser of Thornabie, yom^{n}., a Recusant, for brewing &c.

Rich. Dawson the younger, Constable of Stokesley, for suffering vagrant persons to wander and begg &c. [Per Will. Baites et Marc. Lyell: Cap. Const.]

Tho. Lincoln of Gisbrough for interteyning and lodging vagrants &c, and Rob. Hoggard of Loccris (Hutton Lowcross) for the like.

[35^{b}.] Rog. Moore, Geo. Kipling, and Rob. Lytster, of Gisbrough, for fighting with the watchmen there. [Per Geo. Ingram, Const.]

Henry Humble, Constable of Kirkby Moreside, for suffering rogues to passe &c.

Ellen Lockwood of the same, for brewing &c, and harboring roagues &c.

Will. Hoode of Normanby for selling aile above the rate &c. [Per Tho. Clark et Henr. Cowpland: Cap. Const.]

Will. Horneby of Kirkby Moreside, Rob. Simpson of Staingrave, Henry Milnes of Sproxton, Will. Smithson of Slingesbie, Sim. Michaell

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of Helmesley, and James Hunter of Kirkby Moreside (upon the information of Will. Spaven), for using the trade or occupation of lynnen-draper, contrary &c.

That Geo. Simpson of Melborne did see to the number of half a score or thereaboutes carry the dead corps of a Recusant, named Widowe Pearson, to be buried in the churchyard of Welborne in the night time * on St. Peter even or day: but they were prevented by the said Constable and others.

[36.] ORDERS made &c.

ORDERED by the whole Court (except Sir Henry Bellassis and Sir Will. Bamburgh) that every High Constable that doth not appeare at any future Sessions at the first call after the Court be sett shalbe fyned 40s. for his defalt [in] that behalf.

That Andrew Barker, Myles Barker and Will. Carter of Helmsley, having had their houses burnt, shall have 40s. allowed them for their relief &c, to be distributed according to the discretion of the Earl of Rutland's officers, viz. by Tho. Wind, James Bromley and Mich. Kirk.

That Tho. Cotes of Northallerton,† having suffered heavy loss by fire, shall have allowed him 66s. 8d. &c.

That Henry Humble, Constable of Kirkby Moreside, having refused to carry one . . . . to York Castle on a Mittimus from Sir John Gi[b]son, J.P., be fyned 10s. or be committed to the gaole.

That Tho. Readman, L. S., shall have 40s. allowed him to buy him a cowe, and to be no more troublesome &c: the said 40s. to be delivered to Tho. Clark, Coroner, to be bestowed on a cowe as soon as possible.

That Raph Langdale of Snaynton be appointed one of the High Constables in Pickering-lith in the place of Gawin Pollard, gent^n., and to repair to Sir Tho. Hobby and Sir Rich. Etherington to take the oth before &c.

Helmesley Roll signed by Sir Henry Bellassis, Sir Tho. Posthumus Hobby, Will. Bambroughe, Rich. Etherington, Rich. Vaughan, Knts., Rob. Hungate and Rog. Thorpe, Esquires, Justices.

Next Sessions at Malton 3 Oct. 1611. Verte folium.

Whereas Tho. Coates of Northallerton haith sustained (as by Certificate appeareth) an hundred markes losse by casualtie of fire, for which he hath petitioned to this Court for releife—Ordered that he shall have the summe of £3. 6. 8 presently paid unto him &c.

* By 3 James, c. 5, a Recusant was to be "as if excommunicated by sentence in the Ecclesiastical Court." Hence the proceedings noted in the text.

† See last entry in Minutes of the present Sessions.

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[37.] APUD RICHMOND.*

Sir Tho. Dawney represented by John Lomley.

PANNELL.

Chr. Allenson, Newton Morrell, Gent^{n}.
Geo. Danby, Barton, Gent^{n}.
Tho. Hutchinson, Screwton, Yom^{n}.
Tho. Sampson, Screwton, Yom^{n}.
Henry Pibus, Brunton, „
Will. Clerke, Little Crakall, „
Fr. Mansell, Newton Morrell, „
Henry Robinson, Barton, „
Tho. Stephenson, Scruton, Yom^{n}.
Arthur Linskell, Cawdwell, „
Cuthb. Anderson, Gailes, „
Ralph Shawe, Dalton, „
Tho. Edling, Melsonby, „
James Lygh[t]foot, Redmer, „
Rog. Dawson, Melmerby, „
Tho. Best, Hornbye, „
Edw. Hutchinson, Brunton, „

WHO PRESENT—

James Birk of Burneston, lab^{r}., for a rescue, one Henry Norton late of Katherick, shoemaker, being in the custody of Hugh Batty, yeoman, on suspicion of burglary committed in the said Batty's house, Batty's authority being derived from John Dodsworth, High Constable. [Side-note:—Tried on this indictment by Tho. Husband and his associated Justices, and found not guilty.]

John Wasse and Will. Knight, both of Northallerton, lab^{rs}., [37^{b}.] for an assault and affray (vi et armis, viz gladiis, pugionibus, baculis prælongis, javelettes † et tormentis oneratis &c) at the instigation of Fr. Lassells al^{s}. Jackson, on one Marmaduke Pearson and Will. Collins his servant, in his house at Readham in the parish of Danby on Wiske, &c.

Rich. Gatenby late of Danby on Wiske, Tho. Marshall late of Northallerton, mercer, and Rich. Owthwait of Readham aforesaid, lab^{r}., for an assault and affray, at the instigation of the above-named Lassells

* See above, p. 226, where in the Minutes of the Sessions at Helmesley the names of the Justices sitting at the adjourned Sessions at Richmond are specified.

† Under JAVELIN Mr. Skeat says: "Cf. O. Fr. *javelot*, 'a gleave, dart or small javelin'; Cotg.; also Spanish *jabalina*, Ital. *giavellotto*, a javelin. . . . . Hence may also be explained the M. E. *gavelok*, a javelin, dart; A. S. *gafeluc*, *gafeloc*; also M. H. G. *gabilôt*, a javelin." Note also the Cleveland *gavelock*, a crowbar of no very great dimensions. The word in the text is of considerable interest as giving a new English form.

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al^s. Jackson, on one Geo. Hutchenson servant to Marm. Pearson aforesaid, &c as above.

The five persons presented above also for forcible entry contrary to 5 Rich. II. c. 7 (passed at Westminster) [37^b.] on diverse lands at Readham aforesaid, viz. closes called Thorney close and Hiefeild al^s. Hie close, in the occupation of the aforesaid Marm. Pearson and Mary his wife, and at the instigation of the aforesaid Lassells al^s. Jackson.

Rog. Joyner of Dalton, lab^r., for unlawfully using the trade of a milner at Dalton Brignell and Skargill, leaving his own before-mentioned trade, not having been apprenticed to a milner; and also Will. Joyner of the same, Will. Hawnby of Brignell, and Will. Stackforth of Skargill, for the like. [Per juramentum Tho. Brasse et Tho. Tailour.]

Chr. Hunt of West Brompton for harboring vagabonds &c.

John Scruton, Math. Wilkinson of Kirklington, Will. Warcop of East Tanfeld, and John Pickering of Sutton Howgrave, Overseers of Kirklington parish, for not relieving their poor and exercising their office &c.

Will. Calbeck of Wath for retaining diverse servants without certificate &c. [Per Will. Bell et Fr. Hunton: Cap. Const.]

[38^b.] The Overseers of the parishes of Wath, Burneston, Topcliff (being within the Wapentake of Hallykeld), West Tanfeild (viz. Chr. Bourne of the same, Anth. Petty of Nosterfeild, Will. Bradwith of Binsley and Will. Ingleton of Thornbargh), and Condall, for not relieving their poor &c.

Geo. Lyanous* of Langthorpe for abusing the Constable there in executing his office in setting the watch &c, and also Will. and Tho. Dodsworth of the same, for the like.

Geo. Walworth of the same for not watching when commaunded by the Constable &c.

Geo. Raper of Sinderby for brewing &c, and having people in his house on the Saboath in time of &c.

Mich. Wandisforth and Chr. Bulmer, both of Upsland, for not sending their draughts and servantes for mending the highwaies.

Chr. Sadler and Will. Hewitson, both of Exilbie, for playing at unlawfull games being forbidden by the Constable so to doe.

John Bradley of West Tanfeld, John Wilson of Burneston, Tho. Wilkinson and Mich. Robinson of Howgrave; [39.] also Henry Allenson, Edw. Richeson, John Power and Rob. Shepherd, all of Howgrave, for refusing to watch being comanded by the Constable.

Rog. Wright and Nich. Wright of Hunburton for making an assalt and affray upon Tho. Burton. [Uppon testimony of Rich. Ald-

* The name which has appeared in former instances in the form Lyones, &c.

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burgh, Esq., that the parties are not guilty but unjustly vexed, therefore discharged per Curiam.]

Sampson Farnam of East Tanfeld for stopping a hiewaie in East Tanfield lordshipp leading to Wathe and Yorke, having bene a way for cart and carriage tyme out of memorie.

John Hagstones of Carthorpe for lodging of rogges (rogues), being formerly presented for the same and forbidden to lodge any by the High Constable &c.

The Towneshipp of Kirtlington for not having Stockes. [Per Will. Bell et Fr. Hunton: Cap. Const.]

Marg^{t}. Whitfeld of Awdbrough, Ellen Thomson of East Layton, Will. Coates of Bowes [discharged because his house is an ancient inn by certificate], Will. Dalston, Tho. Dodsworth, John Carter, all of the same [ancyent Inkeepers in the way to Carlyell], John Hutcheson of Hartforth, Tho. Wharton of Cotherston, all for brewing &c.

[39^{b}.] Henry Bursey of Brignell for obstinately refusing to make a presentment at a Petty Sessions at Newsham, by reason he was to goe to a horse-race.

Allan Coates, Rich. Wade, Brian Hall all of Whyaston al^{s}. Whashton for being common [barrators] and quarrellers.

Bowes Gardians * for not paying the L. S. money.

James Andrew, Constable of Easby, for not appearing at the Petty Sessions. [Per Rob. Shawe et Rob. Colling: Cap. Const.]

The inhab^{ts}. of Coverham for not having a Constable &c.

The inhab^{ts}. of Askrigge for not repairing a hie waie lying at the west end of Askrigg Holmes.†

John Hunt of Hunton for harboring of roagues &c.

Mich. Leeming of Carperby, Tho. Winne and Jerom Wray of Barton in Bushopdale for brewing without &c. [Per Adam Thomlinson et Henr. Turner: Cap. Const.]

Tho. Beane, Constable of Appleton, for that he searcheth no ale-houses for disorders, he is so negligent that he presenteth nothing.

Tho. Lee of Streethouse for breaking thassise of bread and ale.

John Clarke of Great Crakall for not observing the watch &c.

Chr. Hunt of Brunton for the like, and for keeping a disordered house, receyving vagrants, namely, tinkers and such like.

Rich. Hawe of the same for not observing the watch.

John Browne, Constable of Tunstall, for that he searcheth &c (as above).

* The Churchwardens of Bowes.

† "Flat grounds near water are called holms. 'Some call them the holmes, bicause they lie low, and are good for nothing but grasse': Harrison's Descr. of England, p. 43."—Halliwell.

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[40.] Ralph Branson of Catterick for brewing &c.

Geo. Graison, Constable of Cowborne, for that he searcheth &c.

Rog. Flower [Exon. per Conyers Darcy, Mil.] of Katterick, bruester, for keeping a disordered house, receyving vagrants and keepeth much play &c. [Per Joh. Dodsworth et Tho. Jackson: Cap. Const.]

Orders made &c.

Ordered that Marm. Wilde, gent^{n}., Thres^{r}. for L. S., who was fined 100s. for departing the Court at the Easter Sessions without licence, but who has since tyme [*sic*] disbursed all his whole collection for the office, and £6 more for the of his owne money, to poore and needy Souldiors, be in consideration thereof discharged of the said fine.

That a Warrant &c to bring Ralph Spence, late Thres^{r}. for the Hospitalls, to be bound for the profitting * of his accompt for the Hospitalls.

That forasmuch as an information upon Oth in Court that disorder is kept on the Saboath day in the house of Will. Bulmer of Scrueton, blacksmith and alehouse-keeper, he be disabled to brue and kepe ale or beare to sell any more, except he bring a certificate to this Court from the minister there, and the best and most substantiall parishioners, touching the premisses of his good order keeping therein.

That John Smelt of Scotton, for begetting a base child on Anne Greathead, shall pay her £10 towards the maintenance &c: and further that John Greathead shall enter recogn^{ces} in £20 that the child shall not hereafter be chargeable to Pattrick Brompton: and lastly that the said John Smelt shall find sureties for the payment of the said £10 by 40s. by the yere, the first payment to begin at Michaelmas, and so yerely 40s, &c.

That Chr. Peacock of Romanby shall pay 5s. weekely towardes the relief of his wife and children to the handes of Fr. Knight, High Constable, for their use.

[40^{b}.] That a warrant &c to apprehend John Hutchenson of Hartforth and bring him &c to be bound to appear at the next Sessions &c and if he refuse then to remitt him to the gaole &c.

That a warrant &c to call in Tho. Sowerby, late Thres^{r}. for the Hospitalls, to make his accompt more perfect, which he pretendeth he hath made allreardy [sic], and that he be brought before Sir Conyers Darcy and Sir Tim. Whittingham, supervisores &c.

That Tho. Crawe of Snape shall have one ewe delivered him which was supposed to be stolne from him by Chr. Johnson of Fearby, and now in the custody of Will. Wreath.

* See above, p. 217, note.

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That, inasmuch as Kilgram bridge is in decay and in need of present repair, otherwise a great somme of money will not be sufficient &c, if the inhab^ts. nigh to the same will disburse so much as will sufficiently repair the same, the Justices shall, upon receiving a just accompt of such disbursements, take Order that a rate shall be made to levie such somme of money of the Country with the convenient spede that may be, as shalbe reasonably disbursed about the same.

That tyme be given to the inhab^ts. of Burneston untill the next Sessions for the repair of Fleake-bridge and their highe waie there; and that upon true certificate then that the same is repaired, the issues returned against the said inhab^ts. be discharged and further proces to stay: And the inhab^ts. of Beedall to be clearly discharged.

Myles Browne, L. S., have allowed him 20s yearlie &c. [Claud. Millit. fo. 59.]

John Metcalf, L. S., with letters written on his behalf by the Lords of the Privie Counsell, have £3. 6. 8 allowed him in full satisfaction of his demand, and not to be any more troublesome &c.

The next Sessions at Malton, 3rd. Oct^r., and at Richmond the 8th Octr. 1611.

Richmond Roll signed by Sir Tim. Whittingham, Sir Arthure Dakins, and Adam Midlam Esq.

MALTON,

Qu. Sessions at, 3 Octr. 1611. Before Will. Eure, Knt., Henry Bellassys Knt. Baronett, Will. Bamburgh, Rich. Vaughan, Rich. Etherington, John Gibson, jun^r., Henry Tankard, Henry Franckland, Knts., Rob. Brigges, Rob. Hungate, Tho. Davile, Tho. Norcliff, Rich. Darley and Will. Tanckard, Esquires; and at RICHMOND by adjournment, the 8th Octr. before Coniers Darcy, Tim. Whittingham, Arthur Dakins, Knts., and Rob. Pepper Esq.

Sir Tho. Dawnay represented by John Lomley and Leonard Hugill, Desputy-sheriffs.

FIRST PANNELL.

Ralph Bransby, Thirsk, Gent^n.
Tho. Hicke, Kirkby Moreside, Yeom^n.
Fr. Burton, Farndale, Gent^n.
Geo. Cockerell, Stakesby, „
John Boyes, Whitby, Yeom^n.
Peter Waynman, Loftus, Yom^n.
Rob. Lythe, Lockton, „
Rich. Parkinson, Pickering, „
Tho. Storre, Huton Bushell, Yom^n.
Fr. Reynolds, Huby, „
Will. Taylour, Thornton, „
Edw. Raper, Angram, „
Tho. Woodcock, Aymonderby, Yom^n.
John Shepperde, Staingrave, Yom^n.
Rob. Robson, Slingesby, Yom^n.

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WHO PRESENT—

John Chester al^s. Lanchester of Graistock in Cumberland, weaver, for stealing a brown-bay mare at Alne, value 6os, of the goods &c of Will. Bell of the same.

Ellen Lockwood and Mary Hall late of Kirkby Moreside, spinsters, for stealing two sheaves of beans at Kirkby aforesaid, value 8d., of Tho. Hickes' &c. [Plead guilty, and sentenced to be whipped at Kirkby Moreside.]

Edw. Evans late of Oswoldchurch, Clerk, and Edw. Eaton of Thorp in Killome parish, yeoman, for being drunk and disorderly at Yearsley &c. [Removed by Certiorari, Jan^ry. 1611.]

Will. Denton of Kirkby Moreside, Clerk, and Will. Wilson of the same, carpenter, for entering a certain close of Francis Sleightholm and Henry Procters (in right of his wife Alice) at Kirkby aforesaid and thence taking diverse pieces of Tymber-wood, value £10, belonging to the said Frank and Alice &c. [Removed by Certior^i. Jan. 1611.]

John Jackson of New Malton for refusing to pay his sessement laid and imposed upon him for his parte for and to the use of the Kinges Matie.

Joane Seward of Huby, widowe and alehouse-keeper, for keeping disorderly company in her house on the Sabbath and other days: and also for selling ale contrary &c.

Cuthbert Welborne of Huby, yeom^n., for frequenting of alehouses in the tyme of divine Service. [Exon' per Will. Bamburgh et Walt. Bethell arm'. Vide Warrant'.]

Fr. Metcalf, and Chr. Kitchingman of Carleton, Geo. Simson and Tho. Jackson of Cookswold, Stephen Atkinson, Rob. Smithe, Guy Browne, all of Ampleforth, Fr. Harrison [exon' quia nomen ejus est Jacobus] and John Raper of Easingwold, [42.] Tho. Hall and Rich. Strangewaye of Gilling, John Medd, Tho. Waite, Rob. Wardell, Stephen Hall, John Watson, all of Old Malton, John Wade, Guy Foster, Rob. Hobkin all of Husthwait, Rob. Muncaster and Tho. Fisher of Baxby, Will. Dyneley and John Parslay of Connystropp, Raph Holmes, Stephen Barwick and John Garbutt of Cawton, Henry Dickenson, Will. Foxton and John Foxe of Hovingham, all for watering of hempe &c.

Will. Riplingham, Edw. Cobsay and Peter Snather of Tollerton, Rich. Richardson of Raskell, Jos. Younge of Crake, John Calverte and Rob. Calverte of Stillington, John Sanderson of Strensall, Will. Bedill of Hinderskelf, all for using the trade of a butcher, having not served seaven yeares &c.

[42^b.] Anth. Casse and Rich. Peckett of Stillington, Will. Dyneley

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and John Parsley of Connystropp, Steph. Moore, John Wray and Tho. Jackson of Cookswold, all for using the trade of a baker, not having &c.

John Temple of Kirkdale and Rob. Atkinson of Kirkby Moreside, for using the trade of a slater &c.

Will. Prowde of Terrington, for using &c of a chanler * &c.

Seth ——— of Ellerburne and Will. Calvert of Thornton for using &c a glover &c.

Sam. Lister and Chr. Cooper of New Malton for using &c a glover &c.

Geo. Lawnde of Husthwait, Rob. Barker of Thornton upon the Hill, Michael Barker of Cookswold, John Walker of the Moorehouse [he is servant to his father who is licensed, ideo exon'], Tho. Fisher of Thormanby, all for using the trade of a badger without license.

Math. Hall and Robert Thompson of Old Malton, Rob. Anderson of New Malton, Will. Foxe of Scawby, Edw. Pynder of Langton, all for buyeing and sellinge of cattell contrary &c. [Per informationem Will^i Spavyn.]

[43.] John Yates of Thirleby for ingrossing of an hundreth Quarters of Malt contrary &c since Novr. 1610; also Eliz^th Gibson of Easingwold for the like, for 20 quarters of barley &c; Gilbert Parker of Upper Kilborne for ingrossing 20 quarters of malt &c; and Rob. Hobkin of Husthwait for ingrossing 10 quarters of beanes &c.

Oswald Harland of Cowsby Milne, yeoman, for making a ditch, hole or griphe † in the Kinges highwaie within the said Cowsby, leading from thence to Helmsley &c.

Will. Power of Carleton, blacksmith, Edmond Gryme of Topcliff, yeoman, and Leonard Beane of Bagby, carpenter, for brewing and selling ale without license.

SECOND PANNELL.

Simon Humble, Kilborne, Gent^n.
Rob. Beryman, Wylton, „
Rich. Best, Huton super Darwent, Yom^n.
Geo. Garnet, Skewsby, Yom^n.
Rob. Harrison, Great Ayton, „
Tho. Wayt, Old Malton, „
John Hebden, Appleton, „
Rog. Mackeridge, Kirkledam, Yom^n.
Geo. Beswick, Gristhwait, Yom^n.
Rob. Dobson, Frear Hill, „
Rich. Tenyswood, Martyn Wood, Yom^n.
Will. Wynd, Welbery, Yom^n.
Geo. Sunley, Nunyngton, „

* See above, p. 221, note.

† "GRIP. A trench or furrow hollowed along the surface; a channel or small ditch.' [*Cleveland Glossary.*]

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WHO PRESENT—

Elizth. Browne late of Formanby in Pickering-lith for burglary in the house of Will. Lee, yeom^{n}., of Wickam and stealing thence a pewter basen, value 10d. [Committed to gaol.]

Tho. Mountney late of Welbury, lab^{r}., for stealing a pair of boots, value 11d., at New Malton, belonging to Rob. Mauliverer, cordiner; and also, as apprehended by Abr. Hood, Constable of Old Malton, for being a rogue and a vagabond &c. [Left in York Castle, for that he would not be tryed by the Country at this Sessions.]

[43^{b}.] Tho. Midleton late of Midleton in Cleveland, gent^{n}., Tho. Graison, James Fox, husb^{n}., Leonard Bullesey and Will. Pibus, husb^{n}., all of Midleton, for an assault and affray on one Gabriel Redmayne at the said place. [Vide Ordinem fo. 45, pro finibus eorum &c.]

Ralph Watson, yom^{n}., and Rich. Watson, jun^{r}., of Ellerborne, Will. Watson of Sheriff Hutton, Rob. Shawe and Roger Watson of Ellerborne, Edw. Elrington, yeom^{n}., and Margery Watson, spinster, of the same for an assault and affray on one Rich. Wiles and, at a place in Ellerborne called le Bothome Close, making a rescue of three oxen seised and distrained, to the great loss of the said Wiles &c. [Vide Ordinem fo. 45 &c.]

Will. Maison of Amonderby, yeom^{n}., for building a cottage at the said place and not laying 4 acres &c.

[44.] John Walton of Scawton for retaining one John Horneby, servant and apprentice to one Tho. Hornby, without testimonial &c.

Chr. Madderson, Constable of Aymonderby, and Will. Willison of Old Malton for not exercising their offices in their several townships touching shooting with bows and arrows &c.

Tho. Nandick of Linyngton for refusing to repaire the highewayes &c.

Raph Harland of Farndale for an assault on the Constable there, and refusing to aid him with a horse for the Kinges Maties Service; and also for refusing to come to the Statute Sessions and joyne with the Constable to present such defaultes as were committed within their Constablery.

The inhab^{ts} of Keldholme for not repairing Keldholme Layne, lying betwixt the mills there and Keldholme yate, being the Kinges street &c.

[44^{b}.] Raph. Campleman of Normanby for brewing &c; and also for suffering lewd and idle persons to sitt drinking in his house at unlawfull time of night &c.

Will. Humble of Normanby for sitting drinking in the said Campleman's house, remaining there more than an hour, being drunk, abusing

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the watchmen of the towne &c. [Per Tho. Clark et Henr. Cowpland: Cap. Const.]

The Constable and Church-wardens of Easingwold, Alne, and Myton for not paying their money for the L. S. &c.

Peter Wayneman of Loftus for harboring vagrants &c.

John Mead, Constable of Egton, for not appearing at the Statute Sessions at Gisborough, and for not paying his rates for Captain Wood's pension, and bridges.

ORDERS made &c.

ORDERED that, forasmuch as Howbridge is in great decay, and if not presently repaired will require a great somme of money, £6. 13. 4d be presently rated and levyed &c.

That, if the money for Ayton bridge be not estreeted in Allertonshire, an estreet be forthwith made at Richmond Sessions, and the money paid to Mr. Tho. Rowth, Surveyor &c.

That Leonard Brigges of Cropton, having refused to come before Tho. Davile Esq., J.P, being attached by his warrant, be fyned 5s.

That John Tooes of Skelton in Cleveland, having been bound to the good behaviour and to appear at the Sessions to answere for alluring and entyceing mens wifes, and on other complaints, is to find good sureties for his good behaviour and to appear at next Sessions; and Affidavit was made by Tho. Atterton, gent^n., that two honest men, neighbours to the said Toes did [45.] offer themselves to be bound &c yet the said Toes did in great contempt &c refuse to be bound &c: for which offence he is committed to the Sheriff and fined 5s.

That Ellen Lockwood of Kirkby Moreside, having confessed the stealing of some beane-sheaves [see above, p. 235], be whipped the next market day at Kirkby &c.

That, whereas Chr. Pressick was at the last Sessions fyned for imbaseling* the Kinges Mat^ies Records [see above, p. 217], in commiseration of his poverty and on the request of the Lo. President, his fine of £10 be now abated to £5.

That, whereas it appears by letters from Sir Will. Waad, Muster Master Generall and Lieutenant of the Tower, that Humfrey Dockwray,† L. S., serving both in Ireland and in the Lowe Countries, and elsewhere, as Lieutenant under Capt. Will. Stafford and others, receyving many hurtes and being maymed in his legges, the said Dockwray

* "Formerly *embesyll* or *embesell*. . . . . Spelt *embesile* in the Lament of Mary Magdalen, st. 39."—Skeat.

† A name by no means unfamiliar in Essex half a century ago. There was a miller so named, a member of the Society of Friends, occupying a mill at Kelvedon in the said county at that time.

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shall have a yearly pension of £6. 13. 4, now commencing, if the stock of receiptes for L. S. pensions will allowe so much; if not, then he shall take his place as a pensioner in the first roome that is voyd, and that in the mean tyme he shall have 40s. paid him &c.

That, Eliz^th Browne of Farmanby, for burglary and stealing a pewter basin, [see above, p. 237] be comitted to the Sheriff and a Mittimus be made to convey her to gaole.

That, whereas Will. Nesse, gent^n., one of the High Constables within Pickering-lyth, being old and desirous to resign, after due deliberation whether to elect Rob. Hunter or Stephen Milnes, gent^n., in his room, both of them shall attend at the next Sessions, that thone of them may be chosen into that place as the Court shall admitt.

Tho. Rowth of Ayton, gent^n., elected High Constable within the Liberty of Pickering-lith, in the stead of Gawin Pollard, gent^n., hath taken the oath of Supremacy and is also duly sworn &c.

Rob. Hardy of Edston, having had his house burnt and his leg broken, so as to be unable to labour &c, is to have £1. 6. 8 allowed him &c.

[45^b.] Peter Metcalf of Dalby for brewing &c is committed to the goale [sic] and fined 20s.

Raph Watson [20s.], Rich. Watson [6s. 8d.], Rob. Shawe [6s. 8d.], and Margery Watson [12d.], all of Ellerborne, indicted for riot and affray [see above, p. 237] on Rich. Wyles, submit themselves to the Court and are fined as above.

Tho. Midleton, Tho. Graison, Leon. Bullysy, Will. Pybus, indicted for riot and affray on Gabriel Redmayne [see above, p. 237] submit &c and are fined, the three first 6s. 8d. each, and Pibus, 1s.

Tho. Mountney, late of Welbury, indicted for an incorrigible roague &c. [see above, p. 237].

John Wilson of Gillamore, a poor man, to have allowed him 6s. 8d.

Alice Nesse of Friton, widow, fined 3s. 4d. for giving her under servant wages above the rate &c.

Awsten Grime and Isabell his wife of Skelton, and Wilfride Lasenbie of Huntington have, at Sutton in Galtresse, taken the othe of Allegiance before Sir Will. Bamburgh, Sir John Gibson, Sir Henry Franckland, Knts., Rob. Hungate, Rich. Darley, Tho. Skidmour and Will. Tanckard, Esquires.

Anne Willone, widow, hath done the like before Sir Will. Bamburghe, Knt., Rob. Hungate and Rich. Darley, Esquires.

The next Sessions to be held at Helmesley the Tuesday next after the Feast of the Epiphany.

Signed by Sir Rich. Vaughan, Sir Rich. Etherington, Knts., Rob. Hungate, Tho. Davile, Will. Tanckard, Esquires.

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[46.] AT RICHMOND.

Sir Tho. Dawnay represented by John Lomley and Leonard Hewgill.

PANNELL.

Geo. Swyre, Ainderby Steeple, Yom^{n}.
Ralph Hoppes, Sutton, Yom^{n}.
John Sadler, Burneston, „
Tho. Orton, Scruton, „
Ralph Johnson, Newsam, „
Cuthbert Anderson, Gailes, „
Will. Myles al^{s}. Stirkard, Hornby, Yom^{n}.
John Dent, Barningham, Yom^{n}.
John Fawell, Tunstall, „
Tho. Stevenson, Forcett, „
Tho. Lee, „ „
Ralph Hall, Scruton, „
Rich. Walker, Mawnby, „
Gawdwin Spence, Carlton, „
John Hirdman, West Runcton, Yom^{n}.

WHO PRESENT—

Chr. White late of Kirklington, lab^{r}., for stealing at Richmond two black bullocks, value 100s., one black heifer value 50s, and one branded * bullock, value 50s. from one Geo. Allderson, yeom^{n}.

Tho. Johnson of Little Smeaton for using the trade of a badger &c.

Richard Lonsdell and Marm. Fawcett of Borrowby, and Elizth. Tailer of Siggiston, widow, for brewing &c.

Geo. Wilson, late Constable of Northallerton, for being negligent in punishing roagues &c.

James Riddisdell, late Constable of Brompton, for not executing a Warrant from the Head Constables.

The Churchwardens of Brompton and of Siggiston for not paying the L. S. money &c.

Marm. Foxton of Brompton for badging † of butter &c.

James Kendroe and Will. Nelson of Northallerton for using unlawfull games on the Sabaoth daie, viz. at Nyenholes,‡ contrarie &c.

* "BRANDED. Of a mixed red and brown colour, with some black hairs among the red and brown ones. The darker colour often lies in transverse stripes." [*Cleveland Glossary.*]

† The first instance in which the word is found applied to special dealing otherwise than in corn.

‡ A game played with nine holes cut evenly in the turf, or hollowed out in the soil, in rows of three, so that the nine form a square. Each of the two players has three stones or other small objects of different colours, and he who can get three in a line first wins. The principle is precisely the same as in the game played by school-boys on their slates, and called "Tit-tat-too."

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Jane Meare of the same for selling bread wanting weight.

Tho. Kilvington and Edmond Dighton, of Knaton, and John Wood of Borrowby, for not keeping the night watch.

The inhab^ts of Birkby for not repairing their highwaies leading from Great Smeaton to Northallerton, and of Little Smeaton for the like. [Per Edw. Grant et Fr. Knight: Cap. Const.]

Tho. Walworth and his wife for an assault and affray on the Constable of the same, reviling him, and calling him rogge and vilde* names in thexecuting of his office.

Geo. Walworth of the same for beating the Constable and hurlinge stones at him. [Per Fr. Hunton: Cap. Const.]

[47.] Fr. Metcalfe of Northallerton† for taking whinnes forth of Mylen Flatt, and Rich. Bailes for the like. [Per Edw. Grant et Fr. Knight: Cap. Const.]

ORDERS made &c.

ORDERED that the Deputy Bailifes within Richmondshire shall hereafter in every Sessions make retorne of two gentlemen forth of every Wap^ke there, saving in Gilling West but one gentleman, to be Jurors: And in defalt thereof every Baliff failing . . . . shalbe fined to £5: And that the same fine shall thereupon be estreeted without any release, as for an insufficient retorne.

Will. Atkinson, and Eliz^th. wife of John Smithson, of Awdbrough, have this day in Court taken the oth of Allegiance.

ORDERED that Marm. Emondson of Sutton Howgrave, a poor man, as he is placed there, shall there continue untill Easter Sessions next, he well demeaning himself, and then to be further provided for &c.

Forasmuch as great controversies have bene betwene the townshipps of Ainderby Myers and Holtby whether the latter should be chargeable to find a Constable or noe, with the consent of Henry Conyers of Holtby, gent^n., and Tho. Smelt of Aynderby, gent^n., and others (parties therein), that Aynderby Myers shall for thre yeres together find a Constable, and Holtby every fourth yere, and this Order to remayne firme for ever from tyme to tyme, Ainderby beginning at Michaelmas as last past for the first thre, and after those thre, Holtby for one yere &c.

[47^b.] That a warrant &c to bring Chr. Paycocke of Romonby before Sir Arthure Dakins to be bound &c to appear at the next Sessions.

That Mich. Tirry of Wensley, and Tho. Robinson and Rob. Smith

* "VILD. Vile. This is a very common form of the word in early writers."—Halliwell.

† The word Northallerton is deleted in the Minute.

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Cawdwell, laborers, having refused to take the oath of allegiance, be committed to the Gaole at York, there to remain &c.

The next Sessions for the Division of Richmondshire at Richmond on the Wednesday next after the Sessions to be held at Helmesley after the Epiphany.

Signed by Conyers Darcy, Tim. Whittingham, Arthure Dakins, Knts., and Roberte Pepper Esq.

[48.] HELMESLEY,

Quarter Sessions at, 8th Jan^ry. 161¾. Before John Gibson Junr., Henry Franckland, Knts.; Rob. Brigges and Tho. Davill, Esquires; and by Adjournment at RICHMOND the 14th Jan^y., before Coniers Darcy, Tim. Whittingham, Knts.; Adam Midleham and Rob. Pepper, Esquires.

Edw. Mottershedd and Tho. Clarke appeared as deputies for Sir Henry Slingesby, Sheriff.

FIRST PANNELL.

Stephen Milnes, Thornton,	Gent^n.	John Richardson, Ayton,	Yom^n.
Peter Waynman, Lofthous,	Yom^n.	John Gill, Pickering,	„
Will. Barker, Maske,*	„	Rob. Harding, Pickering,	„
Ja^s. Helmesley, Rounckton,	„	Rob. Thompson, Maske,	„
Fr. Huntroides, Stakesby,	„	Tho. Richardson, Ayton,	„
Tho. Hill, Rathwait,	„	Tho. Robinson, Redcarr,	„
Rob. Lyth, Lockton,	„	Tho. Trotter, Thirsk,	„
Will. Clarke, „	„	Will. Grindon, Wood Apleton,	Yom^n.
John Stooper, Maske,	„		

WHO PRESENT—

Geo. Stubbes late of New Malton, butcher, and Rob. Boies late of the same, locksmith, for stealing four sheep at Harton, value 10d., from one James Poole of the same. [Tried and found not guilty.]

* This place-name appears three times in the Pannell, and is each time spelt Maske instead of Marske. The name is often sounded still as spelt here.

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SECOND PANNELL.

Rog. Ringrose, Aymonderby, Gent^n.
Matt. Atkinson, Angram, Gent^n.
Allan Ruddock, New Malton, Yom^n.
Fr. Challoner, Marton Grene, Yom^n.
Rob. Miles, East Harlsey, Yom^n.
Chr. Carlton, Thirlby, „
John Nicholson, Wood Apleton, Yom^n.
Will. Barton, Wood Apleton, Yom^n.
Marm. Fewster, Easingwold, Yom^n.
Rob. Thompson, Huby, Yom^n.
Geo. Franck, Huton, „
Tho. Hick, Kirkby Moreside, Yom^n.
Seth Lasenby, Huntington, Yom^n.
Tho. Wilson, Nawton, „
Geo. Mawmond, Thornton, „

WHO PRESENT—

Will. Marshall late of Nonnington, lab^r. for [48^b.] stealing three sheaves of rye, value 1d., from Geo. Marshall of the same. [Pleaded guilty, and to be whipped and set in the stocks at Malton.]

John Collie late of Tollerton, lab^r., and Eliz^th Colly, also late of the same, for stealing four quarters of a sheep, value 3s., and also two sheep, value 11s. from one Math. Clarke at Alne.

Averill wife of Henry Walker of New Malton, yom^n., for an assault and affray on Eliz^th. wife of Chr. Hustler, of the same.

Arthur Palmer late of Taunton, lab^r., for stealing a stowke * of rye, value 2s. 4d., at a place in Taunton called Out-moores, belonging to one John Ingledewe.

The heighe streete at Apleton upon Wiske betwixt Northallerton and Yarme, as by reason of the not cleansing and stoweing † of the passage of the said beck suddenly and often surrounded and overflowen, so that &c: and that the repaire and clensing of the said beck

* Stook; the north country word for a shock of corn.

† The meaning is repairing or making good the banks of the stream, so that the danger and mischief of sudden overflow may be lessened, if not obviated. *Stowe* is merely a corruption of *stall*, the leading notion in which is "of fixed or settled place or station" [Skeat]. The form (or pronunciation) *staw* is quite a common and well-known one. It is met with in the Craven Glossary: Brockett gives the participle *staud*, and Halliwell quotes *staw*, with the active sense "to stay, to hinder," as current in the North. The first of these two meanings, with slight modification, represents the sense of *stowe* in the word under notice. The banks required to be "stayed." The change in mere sound from *au* to *ou* or *ow* is common enough, and the coincidence presented in respect of this very word, touching the change of *a* into *o* in it, in the passage quoted in the *Cleveland Glossary* from *Towneley Mysteries* is sufficiently noteworthy:—

"As stille as a stone oure ship is *stold*."

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ought to be made by the inhab^{ts}. of Dighton, Thorprawe,* Apleton, Horneby and Little Smeaton.

John Hall, Constable of Skelton, for not paying his sessments for bridges and other matters, as Mr. Capt. Wood's pension &c. [Discharged per Curiam because the money was paid immediately on demand.]

[49.] John Ingledew and John Palmer of Taunton for harboring rogues &c to the great loss of their neighbours &c. [Per Will. Best et Marc. Lyell: Cap. Const.]

July 7. Tho. Smyth of Thornbrough, husb^{n}., for shooting in a gun at a hare, and killed the same, within the groundes of Tho. Meynell Esq. at North Kilvington, upon the Sabboathe daie, being Sonday the sixt daie of Oct^{r}. &c; and also for shooting two other tymes at two woodcockes and killed them both, &c.

Rob. Wright of Thirske, blacksmith, for brewing and selling &c.

Will. Tanckard of Thornbarghe, yom^{n}, for threatening the Constable, James Kilneton,† with force in asking his sessement.

Tho. Shereborne of Gristhwait, yom^{n}, for threatening Raphe Bransby, one of the Head Constables of Birdforth, when he demaunded his Maties purvey money of Rich. Sherborne his father, and of him by his father's appointment. [Per Geo. Chambers et Rad. Bransby: Cap. Const.]

Will. Hoode of Normanby for sufferinge of Edw. Browne, Tho. Cowper, John North and Clement Westowe to sitt drincking in his house at an unlawfull tyme of nighte till they were druncke.

The aforesaid Edw. Browne and his companions for getting drunck as above, and then going and ringing the bells of Normanby about midnight, to the great disturbing &c.

Rich. Dunninge of Hemsley for harboring of Ja^{s}. Belwood, apprentice to Geo. Sheppard, for the space of a quarter of a year, and Rog. Simpson and Rich. Rumberd of the same for the like.

[49^{b}.] The inhab^{ts}. of Keldholme for not repayringe of Aplawe bridge, within their township; and also for not repairing of Keldholme layne betwixt the Milnes and Keldholme yait. [Per Tho. Clark et Henr. Cowpland: Cap. Const.]

ORDERS made &c.

Robert Hunter of Thornton in Pickering-lith is elected and sworne on of the Head Constables for Pickering-lithe.

* This is clearly a different place from that like-named and noticed in a former note. (See p. 105, note.)

† This name would seem to be Kilneton as far as can be made out by the writing. But Kilueton (Kilveton), as a possible corruption of the personal name Kilvington, seems more likely.

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ORDERED that a warrant &c to bring Rob. Howling, one of the Constables of Nonnington, before Sir John Gibson thelder, Sir John Gibson [the] yonger, or Tho. Davill Esq., to be bound to appear at the next Sessions to answer &c touching the escape of one . . . . Prowde, sometime servant to Tho. Norcliff Esq., being arrested on suspicion of felony.

That James Peckett be released of the good behaviour and pay 2s. 6d. fine for his disordered and uncivil words.

That Anne Jackson of Newton upon Owse, mother of . . . . Jackson, begotten in fornication upon her body, shal pay weekly 8d. to the Overseers of Newton towards &c, and discharge the said parish of any charge touching the said child, and, if she refuse, a warrant to be made &c.

That the now and late Head Constables of Pickering-lith shall pay such money as they have received for Hospitals, and remaining in their hands, to Mr. Tho. Clarke, to the use of the hospitals at Malton.

Tho. Tindall of Sawton [Salton], being a miserable poore man and charged with a wife and children, shall have 10s. allowed him &c.

[50.] That the inhab^{ts}. of Apleton Parish shall presently pay such money as is due for the relief of the poor to Rog. Ringrose, and, if they refuse, a warrant &c.

That, forasmuch as the Court doth think Peter Slater a verie fitt man to be Governour of the House of Correction, and has attended to and been at charges about that businesse, and is still to attend to the same, the said Peter shall have presently paid him, towards his charges and as a gratuity, 20s. untill further order &c.

That Humfrey Dockwray, L. S. [See above, p. 238], in regard he is not yet settled on his pension, and for that he has been long sicke and is still sicke and weake, and thereby become endebted (being a man of good worth and now is to travell for further testimonials touching his services), shall have £4 paid him for his present necessity.

That forasmuch as Mr. Fr. Lascells, Thres^{r}. for the Hospitalls, is absent and diverse persons in great necessity are waiting for relief, all such moneys as are now to be paid to him shalbe paid into the Court, that present payment may be made &c, and the residue left to be paid to the said Thres^{r}.: and the money to be paid to these persons following, viz. to Tho. Tyndall 10s, and to Humfrey Dockwraie £4: And also the said Mr. Fr. Lascells is fined 40s. for neglect &c.

That Will. Turner, a layme impotent man, shall have 10s. as a gratuity &c.

That Rob. Fawdington, being bound to appeare at this Sessions for suspicion of felony, and after arrested by the Sheriff at the suit of one Kitchin, contrary to the aucthoritie and previledge of this Court, shall

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be previledged and set at libertie: and for that he was Ordered by the Court to find sureties &c but departed without doing so, it is Ordered that a Warrant &c to bring him before Sir Henry Franckland to be bound &c.

[50b.] That Will. Jackson of Helmesley, brewster, for his disorder &c in harboring of lewd and vagrant persons, and for breaking Lord Rutland's hedges and burning them in his house, be discharged from brewing any more, and a warrant &c.

That the high street at Apleton upon Wiske, presented as in decay, shall be duly repaired before Whit Sunday, upon payne of 40s. to be paid by the inhabts. &c. [See above, p. 243.]

That Geo. Stubs of New Malton, brewing without license, and also indicted for sheep-stealing, be discharged from brewing &c and be bound &c.

That a letter shalbe written per Curiam to Sir Henry Jenkins and Will. Tanckard Esq. requiring them to call Will. Staincliff of Aymonderby, and Will. Screwton and Tho. Snawball, his apprentices at the trade of a wollen webster, before them and to examine the matter whether they should serve as apprentices at that trade or noe, having bene brought up at husbandrie for many yeares and until about a yeare since, and to take such course &c.

Jane Fairfax, relict of the late Nich. Fairfax of Sand Huton, gentn., RECUSANT, tooke the Oth of Allegiance before Rob. Hungate and Rich. Darley, Esquires, two of his Maties &c, as by the certificate thereof, dated the 23 of Oct. 1611, appeareth.

Will. Vanderheigh, who confesseth himself to be a RECUSANT, and saieth he is a servant to Sir Will. Eure of Stokesley, Knt., hath taken the Oth of Allegiance before Sir Will. Bamburgh and Rich. Darley, Esq., two &c, as by Certificate dated 3 Jany 1611 [161½) appeareth.

Next Sessions at Thirsk, 21 April 1612.

Signed by John Gibson Junr, Henry Franckland, Knts.; Rob. Brigges and Tho. Davile, Esquires.

[51.] AT RICHMOND,

14 Jany 1611 [161½].

Edw. Mottershedd and Tho. Clark, Deputies for Sir Henry Slingesby.

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PANNELL.

Henry Phillips, Bolton, Gent^{n}.	Arthur Linskell, Cawdwell, Yom^{n}.
Tho. Duffeld, " "	Tho. Smithe, Brompton, "
Rob. Nicholson, Stainfray,* "	Rich. Grange, Hornby, "
John Robinson, Walden, "	Will. Firbanck, Melsonby, "
Gawin † Spence, Warden,‡ Yom^{n}.	Tho. Edling, " "
John Horner, Carlton, "	Geo. Danby, Barton, "
Chr. Mitchell, Skabd Newton, Yom^{n}.	Geo. Sparrow, Scorton, "
	John Rymer, Scruton, "

WHO PRESENT—

James Birkes late of Burneston, lab^{r}., for stealing a sheep, value 10d., of Edw. Dent's at Pickhall. [Tried and found "guilty for a loyne of mutton pretii 4d.: to be whipped at Bedell in full market 21 Jany Inst.;" &c.]

Mich. Denison late of Layton, lab^{r}., for stealing a mare, black with a white bridle starr, value 50s., of Rich. Robinson's of Ravensworth.

Rob. Anderson late of Sleightholme, parish of Bowes, lab^{r}., for setting fire to two stacks of hay in certain closes (one stack in each), called West close and Beckhole close, in Sleightholme, occupied by Chr. Awderson, value £6. 13. 4, &c; [51^{b}.] and also for stealing from a close called Pinckney Intack three bullocks, value £6, the property of the said Awderson &c.

Nich. Harrison of Midleton Tyas, lab^{r}., for breaking the hedge and destroying certain willows in a close of one James Hawkswood at Midleton aforesaid.

Math. Thwait of Sedbuske § for badging &c. [Per Adam Thomlinson.]

Archibald Davison al^{s}. Grayme, late of Bolton, for the intycing or taking awaie of Marg^{t}., daughter of Agnes Heward of Bolton upon Swaile, widow, and conveying her together with certein goods of the said Agnes, value 10d, being nappery ‖ of small value &c; and further for being a vagrant. [To be whipt at Bolton.]

THE JURY also PRESENT John Lockey al^{s}. Lockwood of Scorton for the aiding, &c, harboring and mainteyning of certein people to the

* The reading is fairly certain, but what place is meant is uncertain.

† The name Gawin, in place of Gawdwin, should be noted. See above, p. 90, note.

‡ The copyist first wrote *de eadem* under Walden in the previous line, and then crossed it out, substituting Warden.

§ A hamlet in High Abbotside, Wapentake of Hang West.

‖ "NAPERY. Linen. Generally table-linen. 'Naprie, store of linen, *ling*,' Palsgrave." [Halliwell.]

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inhab^{ts}. unknowne, being people of badd behaviour, mightilie suspected for many bad misdemeanours, himself verie lewdly given, frequenting bad companie in markettes, faires and other frequented places where resortes of people is, being in the nature of a drummer; many shepe we have stolne and he the only man suspected, but we find him in the degree of a vagrant.

Rainerd Joblin of Scorton, ailehousekeeper, who relieveth with meat and drink all those the unruly persons contrary &c.

[52.] John Horseman of Baldersby, lab^{r}, for entering a parcell of ground called the Croft and taking thence certen parcells of wood of one Will. Warde's, value 6d.

Will. Norton of Sawley, gent^{n}., for intertayning some inmates in Baldersby, contrary &c.

Rich. Mennell of Dalton for refusing to record his servants' names &c.

Fr. Beane, Constable of Marske, for refusing to make presentment of the maisters and servantes and their wages.

Tho. Madison of Ravensworth Park for brewing &c, and Marg^{t}. Whitwell of Aldbrough, widow, for the like. [Per Rob. Collin et Rob. Shaw: Cap. Const.]

Orders made.

Ordered that a Warrant &c to apprehend Rob. Lun of Snape and him bring &c, for that being in Court and the peace being sworn against him by Will. Lawson, he departed the Court without entering recogn^{ces}. &c.

That a Warrant &c. to the Churchwardens and Overseeers of Yafforth charging them to provide a habitation for Ann Atkinson.

That a Warrant &c to attach Rob. Kelley and Roland Smith to bring them &c to attend at the next Sessions &c.

That, whereas there is no Constable for Coverham, and the occupiers of the farm belonging to the late Henry Dighton ought to find one, the tenants and occupiers of the said farm shall do so henceforth.

That Chr. Hawe of Scruton be fined 10s. for causing a person summoned to serve on the Jury to depart without license, in contempt &c.

[52^{b}.] That Tho. Hunt al^{s}. Momforth shall, from Candlemas next, pay to his wife 6s. 8d. quarterly for her maintenance &c.

That Archibald Davison [See above, p. 247] taken at Boulton upon Swaile as a vagrant, shall be conveyed to Bolton and there whipped, and thence sent into Scotland, where he saith his dwelling place is.

Correction House.—Forasmuch as at the last Sessions at Hel-

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mesley it was the pleasure of the Justices there * (as we are informed), what order we should take here at this Sessions for the furthering and setting forward of the House of Correction at Richmond they would assent unto us, and ioyne unto us in thexecution of the same: Therefore we doe order that whereas there was formerly levied £35 out of Richmondshire and Allertonshire for such intent, yet notwithstanding was not imployed according to the purpose intended, but is to be accompted for by some whose accompt we cannot yet bring to perfection: Yf therefore it please the Justices of the N. R. to rate, levie and send unto us a rateable proportion due out of the rest of the N. R., we shall not onely take order that the said money shall be well and frugallie imployed for the purpose aforesaid, but will in the meane tyme procure the £35 aforesaid, due out of the said Wapentackes, which is behind and not accompted for, to be also imployed accordingly, or in defect thereof cause it to be otherwise supplyed, and will proceed to a further rate as shalbe occasioned to us and the rest for the finishing thereof.

Forasmuch as Raphe Spence, gent^n., Thres^r. for the Hospitalls, for the last year 1610, hath entered bond to Roger Beckwith of Aldbarghe, gent^n., for the payment of £8 or thereaboutes, the remainder of his accompt, conditionally that there should be procured a discharge of the said account, the Court doth Order that such a discharge be given.

ORDERED that James Birkes, convicted of Petty larceny (see above, p. 247), be whipped at Beedall &c.

That a warrant &c to attach Henry Kiplinge of Bawdersdell-head and bring him &c to appear at next Sessions &c.

[53.] That if the highwaies at the West end of the Hollies, for the disrepair of which the inhab^ts. of Askrigge stand indicted, be not sufficiently repaired by Lammas next, a forfeit of 10s. be imposed upon them.

That, forasmuch as Chr. Peacock of Romanby, who was bound to appear &c, has made defalt and refuses to give maintenance to his wife and children notwithstanding the Order of the Court, a warrant be made to attach him and bring him before Rob. Pepper Esq. to take such course &c.

Further PRESENTMENTS &c.

Henry Stubs of Wath, Clarke, for not recording his servantes wages.

Math. Wilkinson of Kirklington for suffering his neighbours' servants

* The sense is at first a little obscure, but becomes clear by reading 'what' in the sense of 'whatever.' After the word "there" the three words "to sett downe" are interlined above, but afterwards deleted with a thick stroke drawn quite through. It is thought better to give the Order as it stands. See above, p. 225.

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to play at his house at unlawfull games and at times unlawfull, and Will. Hargill of the same for the like; as also for harboring of rogues &c.

John Browne of Thornbargh for hiring his new maid-servant contrary &c.

Geo. Mitchell of Exilbie for stopping a highway into the feild called the Highfeild, being a way . . . . used time out of memory.

Geo. Liones of Newton Morker* in the Wapentack of Hang East for an assault &c on Chr. Knowles of Exilby in the house of one Raphe Sadler of Burneston.

The inhab^ts of Thirne, in Hang East Wap. and parish of Watlas, for having their ways not repaired &c; and those of Clifton, same wap. and parish, for the like.

Raphe Sadler of Burneston, alehousekeeper, for keeping a disorderlie house. [Per Will. Bell et Fr. Hunton: Cap. Const.]

[53^b.] Tho. Chilton, Rob. Carver, Chr. Bell, Tho. Marshall, Rob. Sparke, and Dorothy Dawson, widow, all of Northallerton, for selling ale contrary to the assise limitted.

John Rowth, John Eshall, Geo. Wilson, James Flower all of the same, for refusing to go to the common work of the highways &c.

Tho. Johnson of Little Smeton, for using the trade of a badger, &c.

Rob. Dunning and John Riddesdell, of Brompton, for selling ale &c and Tho. Hardie of North Kilvington for the like.

The inhab^ts. of Huton Bonvile for not repairing their highways adjoining on Lazenby and leading to the Market-towne of Richmond.

Geo. Hodson and Tho. Coward of Gearsby [Girsby], Geo. Smith of Lamote [? Landmoth], and Mich. Peighen of Ellerbeck for selling ale contrary &c.

Will. Archer, Constable of Norton Conyers, for not executing a precept from the High Constables for money due for the provision of the King's Maties Houshold &c.

The Churchwardens of West Rounckton for non-payment of the money for the L. S. &c; those of Leake, and of Osmotherley also, for the like. [Per Edw. Grant et Fr. Knight: Cap. Const.]

Next Sessions to be held at Thirske on the day on which it is ordered in the Roll at Helmesley—viz. 21 April 1612, pront patet in fo: 50 hujus libri.

The Roll signed by Coniers Darcy, Tim. Whittingham, Knts., Adam Midleham and Rob. Pepper, Esquires.

* See above, p. 209, and note.

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THIRSKE,

Qu. Sessions at, 21 April, 1612. Before Sir Henry Bellassys, Knt. Bar^{t}., Tho. Posthumus Hobby, Will Bamburgh, Rich. Etherington, Henry Jenkins, Tho. Bellassys, Rich. Vaughan, John Gibson, Junr. Rich. Franckland, Knts.; Chas. Layton, Rich. Aldburgh, Rob. Hungate, Walt. Bethell and Tho. Norcliff, Esquires.

Sir Henry Slingsby, Sheriff, represented by Tho. Clark.

FIRST PANNELL.

Rich. Lockwood, Sowerby, Gent^{n}.
Fr. Norton, Disforth, „
Rich. Bell, Thirsk, „
Math. Foxton, Brompton, Yom^{n}.
Fr. Metcalf, Thornton More, Yom^{n}.
Tho. Bell, Dalton, Yom^{n}.
Chr. Burdon, Stainton, „
Will. Leathely, Norton, „
Chr. Carlton, Thirlby, „
Chr. Hobson, Dowthwaitdale, Yom^{n}.
Will. Gillyng, Disforth, Yom^{n}.
Mich. Lyth, Morton on Swale, Yom^{n}.
Leon. Stockton, Pottoe, Yom^{n}.
Rob. Fawdington, Awdwark, „
Fr. Reynold, Huby, „
Geo. Scruton, Scruton, „
Peter Pibus, Fletom, „
John Dunn, Aynderby Whernhow, Yom^{n}.
Geo. Poore, Aynderby, Yom^{n}.

WHO PRESENT—

Tho. Lecke late of Old Steade, lab^{r}., for stealing a sword, value 10d., of Ralph Wetherell's at Newbroughe. [Tried, and sentenced to be whipped at Cuckwold, at the discretion of the Constable, and in the meantime to be sent on there and delivered to the Bailiff of Birdforth by the said Constable, in order to the receiving of the said punishment.]

Anth. Paipe late of Alne, lab^{r}., for stealing a quarter of a peck of wheat not windowed,* value 2d., of the goods of Walt. Bethell, Esq. from a barn at Alne. [To be whipped at Alne.]

[54^{b}.] Henry Bussye, lab^{r}., and Geo. Stowper, miller, both late of Northallerton, for breaking into Edw. Wilkinson's mill at Northallerton and stealing thence a bushel of malted barley, value 12d., &c.

Rob. Carlell of Seaves, or late of Thorpe, gent^{n}., for an assault and affray at Wasse on one Tho. Belwood, throwing a candlestick at him

* The usual north country form is *windered*, but *windewe* and *windowyng* occur in Wicliff's Bible, and in *Ancren Riwle* the words "a wummon thet windwede hweate" are met with.

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which struck him on the nose, and inflicted a contusion and wound an inch wide and an inch deep &c.

Oswold Collyson late of Birdforth, waller or rough maison,* who had taken some worke of walling of Geo. Thomlinson of the same, gent^n., by rood, for goeing from his work in a lewde manner leaving the same unfinished, and for taking from the said work an iron hack of Rich. Staveley's of Thormanby, gent^n., being at the same work for the getting of some stones, carrying it away and laying it in pawne at Rich. Richardson's, an alehouse-keeper, the said hack being worth 20d.

The inhab^ts. of Clifton for not making a sufficient way in the layne in their feild † leading from the Forest to the said towne.

Ja^s. Nicholson of Thirske for an usuall hedge breaker; also Isabell wife of Peter Danby, [55.] and Margaret Stephenson, both of Sowerby, for the like.

The inhab^ts of Ellenthorp for not repairing the layne betwene Ellenthorp-feild and Milby Moore. [Per homagium, scil. per Lockwood et socios.]

SECOND PANNELL.

John Nelson, Thorpfeild,	Gent^n.	Will. Gillyn, Disforth,	Yom^n.
Chr. Bulmer, Upsland,	„	Mich. Lyeth, Morton on Swale, Yom^n.	
Chr. Skipton, Skipton,	„	Leon. Stockton, Pottoe,	Yom^n.
Rob. Bell, Thirske,	Yom^n.	Rob. Fawdington, Awdwark,	„
Rob. Thompson, Catton,	„	Fr. Reynold, Huby,	„
Will. Cotes, Brompton,	„	Geo. Scruton, Scruton,	„
Ja^s. Smith, Sowerby,	„	Peter Pibus, Fletom,	„
Leon. Saire, Whitby,	„	John Dunne, Ainderby Whernoe, Yom^n.	
Godfrey Dawson, Melmerby,	„	Geo. Poore, Ainderby,	Yom^n.‡
Chr. Hobson, Dowthwait-dale, Yom^n.			

WHO PRESENT—

Howsam bridge over the Darwent as in ruine and decaie; but by whom the same ought to be repaired is not knowne to the Jurie.

The way leading from Myton Close to Kirkby on the Hill feild as not sufficient in many places and dangerous &c.

* Waller, or dry-stone-waller, is now the designation of the artisan here described. His business is to build the mortarless stone walls which are so marked a feature over considerable parts of Cleveland and elsewhere in the North Riding.

† The common field of the township, as yet undivided by fences or walls, and with the public highway through it, consisting, it may be, of a mere track, or possibly a flagged causeway.

‡ The ten jurors last named are met with in the corresponding place in the first Pannell also.

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The waie at Clifton towne-end goeing to York as in great decaie.

Fleake bridge betwixt Bedall and Exilby, viz. betwixt Beedall and Burneston parishes, as in decaie.

Leeminge (or Leaminge) bridge, being the passage of the country and the usuall way from London to Barwicke, Carlell, Newcastell, and other places, and lying betwixt the parishes of Bedall and Burneston in Watling Street, as in great decaie. [Per Will. Bell, Fr. Hunton: Cap. Const.]

The King's highway leading from Maske to Yarme, from the feast of St. Martin the Bushopp in winter, 1610, untill this present 21st day of April, 1612, as in ruyne and decaie, especially betwixt Eshton (Eston) and Ormesby, and ought to be repaired by the towneshipp of Normanby: also in a place betwixt Normanby and Marton, called Ormesby Street, as in decaie, and ought to be repaired by the towneshipp of Ormesby, it being in the street leading from Mask to Yarome.

The lane at Acklam Sommer Leaze, leading from Maske to Yarome, as in decaie, which ought to be repaired by the townshipp of Acklome. [Discharged per Curiam on the Certificate of Sir F. Bointon.]

The lane betwixt Stainton and Thorneton as in decaie, which by both these townes is to be repaired: All which are in the said street leading from Maske to Yarom, and are in such decaie &c.

The townshipp of Mask for the decay of the highwaie betwixt Maske and Kirkleedom.

Will. Nawton and Stephen Gowton of Gowton, for the decaie of the highway betwixt Swainby nere Whorleton Park Syde, being within the township of Gowton. [Per Joh, Stubs.]

The Churchwardens of West Runcton for not paying their L. S. money &c.

The inhab^{ts} of Thornton Streete for not repairing the highway leading from Thirske to Allerton Markett.

Will. Archer, Constable of Norton Conyers, for not paying of money for the Surveyours and other thinges, according to the precept of the High Constables.

Rich. Rymer Junr. and Tho. Walker of Allerton, for that they do not exercise shootinge on the long bowe &c.

Geo. Watson of West Rounckton for using unlawfull games &c. [Per Edw. Graunt, Fr. Knight: Cap. Const.]

Will. Gilminge of Helmsley for offering to assalt Geo. Shepharde, Constable there, when he went to demand his assistance for purvey-money.

Andrew Baker of the same, for brewing &c.

The inhab^{ts}. of Hovingham for not repairing the highway in Holme

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Lane being a common street. [Per Tho. Clark, Henr. Cowpland: Cap. Const., sed non per homagium.]

[56.] Henry Place, Constable of Ridmer, for not punishinge of roagues, &c.

Tho. Russell of Thornton Steward for brewing &c.

Henry Smithes of Melmerby, Churchwarden of Coverham, for not paying the L. S. money &c. [Per Adam Thomlinson, Henr. Turner: Cap. Const.]

The Churchwardens of Marske for not paying the L. S. money &c, and those of Melsonby, Barton Maryes, Cowton [exon: quia pecunia soluta est], and Forsett, for the like.

Fr. Beane, Constable of Marske, for not appearing at the Petty Sessions holden at Layton before Rob. Collyn and Rob. Shaw, High Constables of Gilling West, and Edw. Pearson, Constable of Melsonby, for the like.

Ellen Smythson of Layton for harboring &c drunken persons in her house in the tyme of Divine Service. [Per Rob. Collyn, Rob. Shaw: Cap. Const., sed non per homagium.]

Chr. Fryer, Nich. Place, James Potter and Rich. Cooke, Constables severally of Hipswell, Hackforth, Fletham, and Aiskewe, for not punishing rogues or searching alehouses &c

Geo. Cooke, Constable of Crakalls, and the Constable of Brunton, for not appearing at the Petty Sessions &c.

John Beckwith, Churchwarden of Massame, for not paying the L. S. money &c.

Will. Beckwith of Ilton, Rob. Askwith and Will. Calvert of Massam, for frequenting the alehouse and there using playe at Tables and cardes, and much wasting their estate thereby. [Per Joh. Dodsworth, Tho. Jackson: Cap. Const.]

[56b.] Isack Peares of Swinton, for selling ale above the rate.

John Bridgwater of Massam for using the trade of a badger &c.

The bridge called Healam Bridge, being in the street called Watling Street and an usuall passage unto Barwick and Carlell and Newcastle from London, as in decaie, and lyeth betwene the parishes of Burneston, Pickall and Kirtlinton. [Per Will. Bell, Fr. Hunton, Joh. Dodsworth: Cap. Const., et per homagium.]

ORDERS made at this said Sessions holden at Thirske 21 April 1612.

It is agreed by all the Justices whose handes and names are hereunder subscribed as followeth, viz:—Forasmuch as it doth appeare unto them, upon the perusall of diverse sondrie former Orders in the Sessions and lettres, that there was nothing effectually performed for the erecting of the House of Correction formerly intended by the said

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Orders and lettres to be seated within the towne of Richmond, Therefore we, his Maties said Justices, do this daie further Order that all former Orders touchinge the said House shalbe resumed, and that all and every of us (and as many other of the Justices of Peace of the N. R. as wilbe pleased to be present at Hemsley upon Wednesday the 27th daie of May next, by Eight of the Clocke in the forenoone of the same daie) shall then give their meeting there further to consult and conclude in what place the said House of Correction shalbe erected and established, with all such further due consideration both for Orders, Governours, Ministers, and taxing, sessinge and levying of Sommes of money, and all other thinges whatsoever requisite and necessarie for the full accomplishment and finishing of the aforesaid House of Correction, according to his Maties Lawes in that case formerly made and provided; and bycause this service should be no further neglected or delayed—We further Order hereby that it shalbe lawfull for all the fore-mentioned Justices, or any five, foure or three of us whose names are hereunder subscribed, then to order and appoint where and in what place the said House of Correction shalbe seated and finished, with all requisites and necessaries before mentioned, before Midsomer daie next, if possible with conveniencie it can bee performed within that tyme, according to the intent of His Maties lawes as aforesaid: And in the meanetyme, befor the said 27th daie of Maye, it is agreed that Every one of us shall doe his best endevour to enforme himself of the most convenyent place where the said House may be seated for the full service in that behalf of the whole N. Riding.

Subscribed	Sir Tho. Posth. Hobby Sir Will. Bamburgh Sir Ric. Vaughan Sir Ric. Etherington Sir Henr. Jenkins Sir Jo. Gibson Junr. Sir Hen. Frankland	Knights.
	Cha. Laton Robt. Hungate Walter Bethell Tho. Norcliff	Esq^rs

[57^b.] Whereas there was a difference for the particuler rating of the several wapentakes of the N. R., It is agreed and so ORDERED at this Sessions that all charges hereafter to be assessed shalbe proportioned in the particuler wapentakes as followeth, allowing for the purpose £30 to be charged for the whole N. R.; And the rate to contynewe untill the Easter Sessions, and so to contynew on still untill

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good reason be shewed to the contrary, and allowed at another Easter Sessions: And that all Rates heretofore assessed and not estreeted shalbe presently estreeted and paid according to this proportion:

Unde:—	£	s.		£	s.
Richmondshire	10	5	Rydall	3	0
Langbargh	5	0	Pickering-lith	2	5
Bulmer	4	0	Allertonshire	2	0
Birdforth	2	0	Whitby Strand	1	0

Subscribed by

Sir Hen. Bellassys
Sir Tho. Posth. Hobby
Sir Willm. Bamburgh
Sir Ric. Vaughan
} Knts.

Sir Ric. Etherington
Sir Hen. Jenkins
Sir Tho. Gibson, Junr.
Sir Hen. Frankland
} Knts.

Charles Layton
Robt. Hungate
Walter Bethell
Thomas Norcliff
} Ar.

That Sir Henry Franckland and Rich. Aldburgh, Esq, Surveyours of Burrow bridge and Thornton bridge, havinge certifyed under their handes their accompt &c touching the same &c shalbe discharged &c.

That Rich. Ellerker of Yowton, Esq., be now made Thres^r. for L. S.; Nathanyel Farrer of Close House, Gent^n., Thres^r. for Hospitals; Rob. Agarr of Stockton, High Constable for Bulmer; &c.

That Chas. Tailour of Rascall shall pay weekly to Joan Bowman 6d., and to the parish of Rascall 3d., for the maintenance of a base child begotten by Tho. Watson on the said Johan; and the payment to continue until the said Tailour bring in the bodie of the said Tho. Watson, his sonne-in-lawe, before some Justice to be bound to maintain &c.

That, forasmuch as sundrie services are neglected by reason that this Court is not possessed of the number and names of the severall parishes and constables within the N. R., the Head Constables of every Liberty and Wapentack shall bring unto the next Qu. Sessions, fair written in paper, the names of the severall parishes within their divisions, and the names of the severall chappleries belonging to any of those parishes, and the names of all the severall Constables within every of those parishes and chappleries.

[58.] That, forasmuch as sondry levyes have bene made for the building and repaire of bridges, whereof no accompt hath bene made, the Clerk of Peace shall send forth proces for the Surveyours and Collectors of all such bridges for which there hath bene any rates laid

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before Easter Sessions A.D. 1611, that they may come in at the next Sessions to yeild upp an accompt of all such money as they have receyved for the said bridges.

That £20 be allowed for the repair of the north parte and so much of Howsam bridge as belongeth to the N. R.

That John Ferry (house &c destroyed by fire) have allowed him 53s. 4d.; and Dan. Turner 30s., under the same circumstances.

That Peter Slater shall receyve 26s. 8d. in recompense of his travell heretofore bestowed about the procuring of a House of Correction; and be for the future discharged from travelling in that busines untill required and duly appointed by the Justices in Qu. Sessions.

That Geo. Watkins, L. S., shall have 13s. 4d. paid him for his relief until next Sessions, when he must prove where he was pressed and where he was born &c. [Side-note:—Mr. Knight affirmed in Court that Sir Tim. Whittingham was content the next Sessions should be at Allerton, and therefore attorned accordingly to that place.]

Next Sessions to be held at Helmesley 8 July next, and adjourned thence to Northallerton, 10 July.

The Roll signed by Sir Thos. Posth. Hobby, Sir Rich. Vaughan, Sir Rich. Etherington, Sir Henry Jenkins, Knts., Rob. Hungate, Chas. Layton, Esquires.

[59.] SNAINTON,

Special Sessions at (for Pickering-lith and Whitby Strand), 29 April 1612. Before Tho. Posthumus Hobbye and Rich. Etherington, Knts. Sir Henry Slingesby represented by Tho. Clarke, his deputy.

FIRST PANNELL.

Rob. Hunter, Thornton,	Gentn.	Tho. Walker, Thornton,	Yomn.
Ralph Langdale, „	„	Rog. Hudson, „	„
Geo. Osborne, „	Yomn.	Chr. Coulson, Gristropp,	„
Tho. Gill, Wrelton,	„	Tho. Beswick, Huton Bushell, Yomn.	
Rob. Lyth, Lockton,	„	John Storr, Huton Bushell, Yomn.	
Will. Nesse, Newton super Rockliffe,* Yomn.		Tho. „ „	„
Jas. Swaile, Aislaby,	Yomn.	Tho. „ Ayton,	„
John Gill, Wrelton,	„	Rog. „ Midleton,	„
John Park, Pickering,	„	Chr. Bayne, Barughe,	„
Tho. Harding, „	„	John Ellerton, Pickering,	„
Tho. Gibson, „	„		

* This must be Newton, formerly a township and chapelry in Pickering parish, not far from Levisham Station.

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SECOND PANNELL.

Edw. Robinson, Cloughton, Gent^{n}.
Fr. Huntroyd, Stakesby, Yom^{n}.
Marm. Wilson, „ „
Anth. Marsigale, „ „
Henry Marshall, Eskdalesyde, Yom^{n}.
Peter Hewitson, Filingdales, Yom^{n}.
John Boyes, Whitbie, Yom^{n}.
John Glover, „ „
Eustace Calff, Sawdon, „
Will. Miles, „ „
Will. Nicholson, Brunton, „
Tho. Harthrope, Ebberston, „
Rich. Craven, „ „

WHO PRESENT—

Anth. Gylbanck of Dalby and Rob. Locksmith of Newton for selling ale without license.

Henry Coultman, John Haldour, Geo. Barker, all of Pickering, for using the trade of a roughe maison, not having been apprenticed &c.

Walt. Cheseman, late servant of Tho. Wilkes of Thornton, for departing from his service without warning &c.

James Dale of Cropton, Rich. Darrell of Kirkby Misperton, Will. Chandler of Irton, Rob. Carlell of Whitby, [59^{b}.] Henry Robinson of Wrelton, Rob. Walker of Scalby, all for selling ale without license.

James Brewster, Constable of Midleton in Pickering-lithe, for suffering a roague to pass through unpunished.

Marg^{t}. Elsey, Rich. Coffin and Raph Graystock, all of Eskdalesyde, and John Sutton of Stansker, for selling ale and beer &c.

Fr. Fewster of Sneton for tipling and selling ale &c.

Rob. Graunge and Rob. Huntrodes for selling ale &c. [Per secundum homagium; scil. per Robinson et socios.]

Signed by Sir Tho. Posth. Hobby, Sir Rich. Etherington, Knts.

[60.] HELMESLEY,

Qu. Sessions held at, 8 July 1612. Before Henr. Belassys, Knt. Bart., Tho. Posthumus Hobby, Will. Bamburgh, Rich. Etherington, Henry Jenkins, Rich. Vaughan, Knts., Rob. Hungate, Will. Tankard, Esquires. Adjourned to North Allerton, 10 July, Before Conyers Darcy, Arthur Dakins, Knts., Will. Tankard and Adam Midlam, Esquires.

Tho. Clark attended as Deputy for Sir Henry Slingesby, Sheriff.

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FIRST PANNELL.

Rob. Hunter, Thornton,	Gent^{n}.	Peter Coverdale, Egton,	Yom^{n}.
Will. Dringe,* Hawnby,	„	Mich. Jackson, Arsom,	„
Tho. Gibson, Pickering,	Yom^{n}.	Tho. „ Pickering,	„
Will. West, Loftus,	„	Rob. Robson, Slingesby,	„
Will. Dighton, Thirsk,	„	Rob. Mercer, Rosedale,	„
John Nicholson, Wood Apleton, Yom^{n}.		Tho. Frost, Easingwold,	„
		Mich. Barker, Bewdlam,	„
Geo. Franck, Laiton,	Yom^{n}.	Rich. Rooke, Helmesley,	„

WHO PRESENT—

Will. Clarkson sen^{r}. late of New Malton, on the information of John Birkett and Ja^{s}. Skinner, for using the trade of rough maison, not having &c; and [60^{b}.] also Will. Clarkson, jun^{r}., of the same, Tho. Peacocke of Huton on the Hill, Will. Maison of Tirrington, John White of Newtondale, Peter Fawether of Gotland, John Tesh of Lockton, and John Sonley of Wrelton, all for the like.

Rich. Stubs of Kirkleathom, bruester, for keeping and suffering disorder in his house &c.

Tho. Hart thelder of Loftus in Langbergh, yom^{n}., for turning a water or beck out of his ancyent course and forcing it into the Kinge's street &c. [Forasmuch as Marke Lyell affirmed in Court that the water runs as before, and that the partyes greved and hart † are agreed.]

[61.] Chr. Wright of Sowerby nighe Thirsk for building his woodcast ‡ and laying his tymber in the Kinges street whereby the people in winter tyme cannot conveniently passe &c.

* An ancient name, in the Pickering-lyth district particularly, many instances of its occurrence being met with in certain charters of the 13th and 14th centuries belonging to the Dowager Viscountess Downe, and in other documents of equal antiquity. It is due to the *drenge* (or *drench*, as sometimes spelt) of Domesday: A. S. *dreng*, O. N. *drengr*, man, soldier, and in use in Middle English, in that sense.

† The reading is by no means certain. It is, like several other entries by the side or at foot of the Minutes, in a different hand from the rest, and, as written without much care, it is always difficult to decipher. I think *greved* is right, and the word is certainly *hart*, with or without a final contraction. But whether the *a* is meant to be that letter is another question.

‡ This is an unusual word, and the meaning is consequently uncertain. The only possible illustration which presents itself to me is the Pr. Pm. "CASTE warke (werkys, K.) or disposyn'. *Dispono, propono,*" and the suggestion thence derivable, and quite consistent with what follows, is that it possibly, or perhaps probably, means the stack or orderly arrangement of balks, planks, &c., which may be commonly seen at a village carpenter's, as well as in timber yards and the like.

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SECOND PANNELL.

Tho. Rowth, Ayton,	Gent^{n}.	Jos. Humfrey, Thornton,	Yom^{n}.
Will. Pansex, Newstead,	„	Rob. Morrell, Thirkelby,	„
Fr. Welbury, Kirklethom,	Yom^{n}.	Tho. Hornby, Sowerby,	„
Tho. Carlell, Neuham,	„	Will. Burton, Appleton,	„
Ja^{s}. Chapman, Lounesbar House, Yom^{n}.		Will. Grundon, „	„
		Will. Pressick, Maltby,	„
Ralph Willys, Lofthouse,	Yom^{n}.	Tho. Brice, Farlington,	„
Tho. Bell, Dalton,	„	Tho. Wilson, Nawton,	„
John Hardwick, Marton,	„	Rob. Thompson, Huby,	„

WHO PRESENT—

Marm. Nailer late of Cuckwold, butcher, for stealing a calf, value 10d., from John Neesome of Thorpe near Ampleford.

Will. Dale, late of Cropton, lab^{r}., for entering Tho. Gill's mill there and stealing thence a poke * and a pecke of barley meale, value 4d.

Tho. Jewetson, late of York, fissher, for an assault and affray, at Hutton on the Hill, on one Will. Griffith.

[61^{b}.] Tho. Reave of Kinthorpe, lab^{r}., for not keeping the day watch.

Rich. Dawson of Stokesley, tanner and Constable there, for knowingly suffering Rob. Simpson of Staythes, shomaker, Rich. Hudson of Hutton Bushell, weaver, Edw. Lister of Allerston, weaver, common players of Interludes,† wandering up and downe &c, to escape unpunished.

Chr. Simpson late of Egton for being a player of Interludes &c performing at Stokesley, and the above named Rich. Dawson, Constable, for suffering him &c; also the before named Rob. Simpson of Staithes, Rich. Knagges of Moorsham, Will. Fetherston of Danby, and James Pickering of Bowlby, maison, for the like [62.] at Marton, and Will. Blackborne, lab^{r}., and Constable of the same, for suffering &c.

* "POKE. A narrow bag of the sack description, and equal in length with a sack, but containing only about half as much" (*Cleveland Glossary*). "POOKE (or poket or wallet). *Sacculus*" (*Pr. Pm.*).

† By 39 Eliz. c. 3 and 4, and 1 James, c. 7, "all common players of enterludes and minstrels, wandering abroad (other than players of enterludes belonging to any baron of this realm, or any other honourable personage of greater degree, to be authorised to play under the hand and seale of armes of such baron or personage), shall be taken, adjudged and deemed rogues, vagabonds and sturdy beggers &c." The playing of interludes, it is hardly necessary to remark, prevailed very extensively in the middle ages, and has left many reminiscences and traces of survival behind it, not only of a literary nature, but traditional and practical. One of the most interesting I have met with is what used to be called the Sword Dance recitation as practised no such very long time since in different parts of this district, one copy of which, obtained by myself many years ago, after long search and much labour and perseverance, is of a highly dramatic character, and of very considerable length.

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Rog. Thompson of Pickeringe, weaver, being night watchman, for an assault and affray at that place on Geo. Moorehouse, Constable there and in the exercise of his office, and also John Hardyn, likewise Constable of Pickeringe and witnessing the assault, for not interfering for the preservation &c; and further, they present the said John Hardyn for neglecting as to the serving of a warrant by Sir Richard Etherington to him directed &c.

That part of Malton Bridge which is in the N. Riding as being in decay &c.

[62b.] Geo. Walter, Tho. Watson, John Pressicke, Will. Jackson, Rob. Warmouth and Rich. Dowson, all of Stoxley, for keeping alehouses there and brewing to sell &c; also John Palliser of Thornabie (Recusant), Gregory Ingledue of Midleton, Raphe Fresell, Thos. Agar and Rich. Agar, all of Redcarr, for the like: also Widow Scrafton of Brotton for the like, and making a drinking on the Saboath; and Roland Pattyson and Jane Hob of Skynyngrave, Recusants, for the like. [Per Will. Baites, Marc. Lyell: Cap. Const.]

Rog. Humble of Great Barughe for tracing hares &c, and for keeping greyhounds without sufficient land &c.

Anne Thornton of Loftus for brewing and selling &c.

Leon. Ruddocke of the same for not keeping the day-watch, &c.

[63.] Newsham bridge in the waie betwixt Kirkby Moresyde and Malton as in decaie &c. [Per Tho. Clark, Rich. Dobson, Jur., et per homagium.]

Will. Humble and Raphe Campian of Normanbie, and Gilb. Foxe of Borrowby, for abusing the King's watchmen there at an unlawfull tyme of the night; also the said Humble for sitting drinking in the house of Walter Sowerey of Normanby at an unlawfull tyme of night, till he and the rest were drunke, and Campian and Foxe for the like: and also Sowerey aforesaid for suffering the same. [Per Tho. Clarke, Henr. Cowpland: Cap. Const.]

John Wright of Pickeringe, Peter Metcalfe and Anth. Gilbanck of Dalby, Chr. Tyson of Rosdaile, John Whitakers of . . . . , Henry Robinson of Wrelton, and Will. Candeler of Yrton, for brewing &c.

Valentyne Story and Will. Skelton, Churchwardens of Thornton, for not appointinge Surveyours for the highe waies according to &c. [Per Tho. Rowth, Rob. Hunter: Cap. Const.]

[63b.] Will. Launde, John Nicholson, Edw. Dunnington, Marm. Aslaby, Rich. Story, Tho. Wood, all of Whitby, Rich. Cosinge and Chr. Suggett of Eskdalesyde, all for brewing &c. [Per Ric. Sneaton: Cap. Const., et non per homagium.]

Raphe Bell thelder of Sowerby for refusing to furnish the Constable with a horse for conveying of one John Mortonn, a prisoner, towards

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London as commanded by a warrant from Sir Henry Slingesby, Sheriff of Yorkshire, for his Maties service.

Will. Hodgson of Keabeck, Elinor Sampson of Upsall and Thornbrough, Tho. Bankes of Sand Hutton, and Agnes Key of Carleton, for brewing &c. [Per Geo. Chambres, Rad. Bransby: Cap. Const.]

ORDERED that warrants be made &c to the Bailiffs of the several Wapentackes to attach &c the several Constables that have made default in their presentments of the Recusants in their several parishes, townes and hamletts, and to bring them &c to appear at the next Sessions &c.

[64.] ORDERS made &c.

ORDERED that £13 6. 8 be sent to John Ledgerd, Esq. by Tho. Rowth, one of the High Constables of Pickering-lith, for distribution to such persons within Seamer as had their houses burnt 20 May last, according to their several necessities, and at the discretion of the two gentlemen named &c.

That, since Edw. Goodyere of Normanby, husb^n^., has admitted the shooting of a pigeon in the fields there, he be fined 20s.

That a warrant &c to the Constable of Hunton to attach Marm. Wylde of the same, gent^n^., late Thres^r^. for L. S. within Richmondshire, and bring him &c to be bound to appear at the next Sessions at Helmesley &c, and to bring with him his accompt as Thres^r^.; and also that a like warrant &c to somon the High Constables for Allertonshire to appear &c and to bring such money with them as they have collected last and this yeres for L. S. &c.

That whereas Rob. son of John Leasse of Byland has confessed to stealing certain charcoal, the property of the Earl of Rutland, and the said father to receiving it, both be committed to the Constable of Helmesley, Robert be whipped the next market day in the market-place, and John set in the stocks from 11 to 2 the same day, in the same place.

[64^b^.] That a warrant &c to John Morrett, Constable of Raskall, to bring Chas. Tailour of the same, and him bring &c to appear at the next Sessions and answer for his disobedience to a former Order &c. [See above, p. 256.]

That, at Lord Eure's request, £100 be levyed through the N. R. for the repair of New Malton bridge, so only that the Jury at the Sessions about to be holden at Northallerton find it in decay, and the Justices there consent.

That, as Rich. Ellerker was appointed Thres^r^. for L. S. at the Easter Sessions, but has made no attendance, he be fined £5, and a Warrant made to the Bailiff to cause him to appear at the next Sessions, and in the mean time Mark Lyell, Deputy Thres^r^. for last year, to act in his place.

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That the Thres^r. for the Hospitals shall lend to Tho. Clarke, one of the High Constables in Rydall, £5 for the present repair of Newsam bridge until Easter, when the money is to be repaid out of such money as he shall receive towards the said repairs.

VIDE ORDINEM in Rotulo, how Rog. Walls is discharged touching the peace demanded by Sam. Havelock and others.

The Bailiff of the Wapentake of Bulmer, for his insufficient retorne of Jurors at this Sessions, is fined 66s. 8d.

Next Sessions at Helmesley, 1 Octr. 1612. Signed by Tho. Posth. Hobby, Rich. Etherington, Rich. Vaughan, Knts., Will. Tankread Esq.

[65.] NORTHALVERTON,

10th July 1612.

Tho. Clarke, Deputy for Sir Henry Slingesby, Sheriff.

PANNELL.

Geo. Slinger, Ainderby Steple, Gent^n.	John Clarke, Newton in Willows Yom^n.
Henry Metcalf, Maundby, Gent^n.	Tho. Lumley, Warlaby, Yom^n.
John Sadler, Burneston, Yom^n.	Geo. Swyre, Aynderby, „
Fr. Smith, Exilby, „	Will. Miles al^s. Stirkard, Hornby, Yom^n.
John Raper, Junr., Synderby, Yom^n.	John Bynsley, Sutton Howgrave, Yom^n.
Fr. Bayne, Ellingstring, Yom^n.	John Flower, Brompton, Yom^n.
Henry Thompson, „ „	Math. Foxton, „ „
Rich. Mychell, Crakall, „	

WHO PRESENT—

Rich. Mettrick of Readham in Danby on Wiske for an assault and affray there on one Geo. Cowper &c.

Will. Knight of Northallerton, gent^n., for an assault and affray at Danby Wiske on Ralph Rounetrye, Constable of the same, charged with a warrant against him and the execution of his, the said Constable's, duty, and also John Wasse of Northallerton for that, being present, he did not aid the Constable when so assaulted.

John Jackson of Thornton in le Beanes, lab^r., for an assault &c with a Cayle knife * at Thornton aforesaid on one Eliz^th. Warde.

* This term would appear to be obsolete, as it does not appear in Halliwell, or more local Glossaries, as Brockett, Craven Glossary, &c. The inference, of course, would be that the prefix was identical with that in *Kail-pot*, *Kail-garth*, *Kail-yard*, &c.; but the existence of "Kail-gully" in Jamieson, defined as "a large knife, used for cutting and shearing down Coleworts," leaves no room for uncertainty. His illustration is—

"A lang *Kail-gully* hung down by his side."

Jamieson's Popul. Ball. i. 302.

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John Dawson al^s. Dowson of Gunnerside in Swaldale, miller, for shooting with a gun three tame red deer, ear-marked, value 40s, at Feetam, belonging to Emmanuel Lord Scroope.

Mark Dixon of Northallerton, weaver, for entering a garth or close of Anth. Lanchester's there and stealing thence two sheepskins, being lymed and washed, value 6d. &c.

Chr. Tennant late of Watlas, lab^r., for stealing a bay mare there, value 30s., the property of some one unknown &c.

[66.] Will. Lockey, Constable of Rumboldkirk, for that, when he had apprehended one Chr. Huggison, late of Brisco in Rumboldkirk, on a warrant from Adam Midleham, Esq., granted at the suit of one Tho. Robinson, he suffered the said Huggison to go free.

John Turner of Caldbar in Coverdale, yom^n., Constable there, for an assault &c on one Edw. Topham &c.

Tho. Tiplady of North Ottrington for stealing a horse of one Marm. Fulbarne's from his close at Dighton, value £3. 6. 8, &c.

The high street or waie leading from Beedall to Rippon (being the markett townes) in a place within the townships of Huton Conyers, Norton Conyers, and Nunwick in the parish of Rippon, betwixt Huton Parke and the water of Yore, as in great decay &c and ought to be repaired by the inhab^ts. of the three townships above named.

[66^b.] That that part of the great bridge at New Malton over the Darwent towards the N. R. is in great ruin and decay [see above, pp. 261, 262] and that it ought to be repaired by the country. [Per hom., et per Henr. Cowpland, Jur.]

These persons following for reteyning of inmates or by-settells * (or settles) viz. Chr. Marwood of Brompton, for two—Tho. Thompson and Will. Yorke; Will. Staines of Allerton for two—Rowland Armestronge and Rich. Hutchinson; Rich. Hutchinson (and all that follow) of Brompton, for one—Rob. Nicholson, John Legsworth for one—Will. Raynold, Tho. Crawforth for Isabell Adamson, John Crawforth for Katherin Hey, Tho. Colson for Will. Jeffe, Marm. Hutchinson for Rob. Fletcher and Alex. Dixon, Will. Graunt for John Awmond, Margery Katerick, widow, for Katherin Ruming, Rich. Smith for Alison Rymer, Will. Apleton for An[n] Noding and widow Thompson, John Kettlewell for Tho. Adamson, Edw. Graunt and John Hall for Will. Hall, Tho. Walton for Rob. Smelt and Leon. Bell. [Per hom^m. super informationem Mathæi Foxton, Johannis Flower, Jur.]

[67.] Henry Ingledue of Huton Milnes, milner, for reteyning into his service Tho. Wynd, servant to Tho. Sowerby of Disforth, contrary &c.

* See previous notes on *undersettle* (p. 95) and *inmate* (p. 147). Here we have yet a third term for the in-dweller meant, with a further example of the use of the prefix *by-*, as in by-word, by-name, &c.

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Chr. Tenant, Marke Gaile, Will. Valiant all of Leeminge, Tho. Jackson of Wathe, Tho. Vittie, Rob. Bell and John Clarke of Marton on the Moor, all for brewing to sell &c.

John Sowerby of Disforth for not scowering or cleansing a water-sewer betwixt the lordship of Raynton and Disforth.

Fr. Smith of Leeming for abusing &c Anth. Pearson, Constable of the same &c.

Rich. Bracand,* Will. Firbanck, Edw. Grundale and James Richeson, all of Leeming, for playing at unlawfull games. [Per Will. Bell, Fr. Hunton: Cap. Const.]

Rob. Hackforth of Dighton for playing at boules within the Churchyard &c. [Per Joh. Smyth, Ball. de Allertonshire.]

Geo. Goslinge of Hardrawe for brewing &c. [Per Reg. White, bayliff, et non per hom.]

[67b.] The inhabts of West Witton for not making of the buttes † according &c.

Mich. Leeming and Jas. Nicholson of Carperby, Geo. Hobson and Math. Walker of Wensley, for brewing &c.

The inhabts. of Ellerton cum Stainton, and those of Barden, for burning of moore since midd April, contrary &c. [Per Adam Thomlinson, Henr. Turner: Cap. Const.]

Symon Hawxwell, Rog. Flower and Tho. Stairman of Tunstall, Tho. West of Watlouse, Elizth. Yonge of Snape, Edmund Hutchinson of Well, Henry Sampson of Scruton, Rich. Middleton of Hipswell, Rich. Beckwith of Massam, all for brewing ale to sell &c. [Per Joh. Dodsworth, Tho. Jackson: Cap. Const.]

[68.] Tho. Wharton of Cotherston, Tho. Payrman of Gretae Bridge, Will. Robinson of Marrick, Rog. Atkinson of Gretae Bridge, Widow Grey, and Will. Sigsworth of Gilling, and Widow Foster of Aldbrough, for the like.

Tho. Sayre of Hartforth for not keeping his watch &c.

* This is one form among many of the name—a very common one in this district still—Breckon. It occurs in the Registers of the parish in which this is written (beginning in 1585) in the forms Braycan, Braican, Bracan, &c., and passing on into the more modern form. It is not easy to account for its origin. Lower does not notice the name, and Ferguson only gives the apparently approximating forms Bragan, Brain, and Fr. Bricon, Brainne. He refers the name to Gothic *brican*, A. S. *bracan*, *brecan*, O. H. G. *brechan*, &c., meaning to break, crush = Engl. 'bray.' It may be so; but the reference is hardly convincing.

† The Statute 33 Henry VIII. c. 9, after prohibiting any person under four-and-twenty to "shoote at any standing pricke, except it be a rover, whereat he shall change at every shoote his marke," &c., goes on to enact that buts be made in every city, towne, and place according to the law of ancient time used. And that "the inhabitants of every such place be compelled to make and continue such buts upon paines to forfeit &c."

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The inhab^ts of Easby for want of a Constable &c, and those of Dalton cum Gailes for the like.

Rob. Ovington and Tho. Edlin of Melsonby for refusing to watch &c.

Edw. Clarkson and Chr. Wilson of the same for abusing the Constable in searching the watch.*

Will. Myers of Ravensworth for refusing to make a presentment of abuses and misdemeanours within that township.

Will. Tailer of Gilling for brewing to sell &c. [Per Rob. Colling and Rob. Shawe: Cap. Const., et non per hom.]

[68^b.] John Stevenson, Rob. Carver, jun^r., and Chr. Skarlett of Northallerton, John Fawwell of Brompton, Rog. Vitty and Henry Atkinson of Rommondby, Will. Owthwait of Huton Conyers, all for brewing &c.

Isabell wife of Tho. Kay, and Marg^t. Jackson of West Runckton, for selling ale without license.

Henry Thompson for harboring of John Uckerby, servant to John Flower of Brompton, &c.

John Jackson of Thornton Beanes for taking of excessive wages contrary &c. [Per Jac. Knight, Cap. Const., et non &c.]

Anth. Dodsworth of Baldersby, gent^n., for shootinge hares with a long peece in March last.

Rob. Buttry, sonne unto Henry Buttry late of East Runcton, husb^n., for stealing hay from Rob. Nicholson of Stansrey.

John Herdman thelder of West Runckton, yoman, for keeping an undersettle in the house wherein one Will. Dynnis now dwelleth. [Only these 3 presented per alt. homagium, scil. Will. Rymer, Chr. Marwood, Rob. Nicholson, Chr. Mitchell, Martin Carter et resid. ejusdem Jurat'. This Jury was used concerning presentmentes for papistes Recusants.]

ORDERS made &c.

Whereas by Order of thes Sessions, holden at Helmesley 8 July Inst., the somme of £100 there allowed for the repaire of New Malton bridge, some reference is had to the consent of us the Justices present at Allerton for the division of Richmondshire &c. . . . We do ORDER and think fitt, as well in furtherance of such a worke of Charity, as for that the necessitie requires speedy supplie, that the somme of £100 aforesaid shalbe allowed and forthwith assessed towardes the repaire of that part of the same bridge belonging to the N. Riding.

That Tho. Jackson, one of the High Constables of Hang East, shall repair to the Church of Pattrick Brompton on Monday next, to render

* An incidental notice of one part of the Constable's duties.

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account to Sir Conyers Darcy and Sir Arthur Dakins of all moneys received by him for bridges or other matters.

That, forasmuch as Marm. Wilde, gent^{n}., Thres^{r}. for L. S, has not paid the Clerk of Peace's salary [See above, p. 53] for two years last past, the said salary with all fees in arrear, together with the same for the present year, be paid by the now Thres^{r}. to Will. Bradley, gent., now Clarke of the Peace, &c.

That Alice West of Scruton, an old and impotent woman, shall have 4d. weekly allowed her &c.

That Tho. Mountforth of Hudswell shall pay 26s. 8d yearly towards the maintenance of his wife, and that Chr. Binks, her son, being a man of good estate and well able, shall pay her other 26s. 8d. yearly, the said payments to be made monthly, and at or before the end of every month, &c.

[69^{b}.] That Tho. Tiplady of North Ottrington, yeoman, indicted for entering a close of one Marm. Fulbarne's of Dighton and taking thence a mare, desiring copy of indictment &c, have a day &c.

That a warrant &c to apprehend Marm. Kirkby of Richmond and bring him &c.

That, whereas Chr. Kidd of Hunton, L. S., who has a pension for life of £7, and has certified a desire to seek his fortune in the wars in Denmark,* and has had an advance made him of the money necessary for his outfit &c by one Paule Specke of York, and has requested the Justices that the said Specke may have the benefit of the said pension for one year and a half, namely until the sum of £10 10 be paid, said request be complied with.

That, whereas Fr. Lascells gent^{n}., Thres^{r}. for the Hospitals for the Division of Langbargh, in his accounts delivered &c demanded 40s. which he had paid to Peter Slater on a warrant from Sir Conyers Darcy, Sir Tim. Whittingham and Sir Arthur Dakins, but which was not allowed him for some reasons endorsed on the back of his accompt, the said Fr. Lascells shall have the said money paid him by John Smith of Easby, gent^{n}., Thres^{r}. for the Hospitals for Richmondshire this year.

[70.] That, forasmuch as Chr. Paycock of Allerton is a man of good estate &c yet will not allow any thing for the maintenance of his wife and children, so that they are enforced to begge and starve for want of food, a warrant &c to apprehend the said Paycock &c to appear at the next Sessions within the Division of Richmondshire, and forthwith to pay 3s. a week to Fr. Knight to his said wife's use, and to allowe his

* Denmark was in 1611 at war with Sweden, the latter power being unsuccessful in the contest. Calmar was taken, and redeemed by the Swedes for one million dollars in 1613, in which year also peace was concluded with Denmark.

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wife a cowe milke, and to bynd his eldest sonne apprentice within a month of his apprehension, and if he refuse to be committed &c.

That, whereas Rich. Snawdon of Thornton in the Moor was bound by recog^ces, taken before Mr. Mauliverer on a Supersedeas, to keep the peace against Symon Martin of Thornton, and for that Mr. Mauliverer's Clarke did tell him that he was to appear at Allerton Sessions and not at Helmesley, whereby the said Richard made default at Helmesley, but appeared at Allerton, his Recog^ces be respited till the next Sessions at Helmesley &c.

That a warrant &c to attach Tho. Chilton of Allerton &c to appear at the next Sessions, for threatening witnesses that were to give evidence, and if he refuse that he be committed &c.

That a Capias be awarded against thexecutours of Oswold Tailour, one of the High Constables in Allertonshire, to appear at the next Sessions and accompt for such money &c.

That John Pant of Borrowby, a poore lame and impotent man, shall have 8d. weekly allowed &c.

[70^b.] That Will. Haynes and Will. Richeson, Constables of Allerton, be fined 5s. each for not executing a Warrant from Sir Arthur Dakins for the apprehension of John Wasse.

That John Wasse of Allerton, on his submission, be fined 2s. 6d, &c.

That Tho. Matthew of the same, the like; and that Chr. Bell of the same, for selling ale &c, be fined 10s, and Tho. Chilton of the same, 10s. for harboring rogues &c, and 10s. for selling ale &c.

Forasmuch as negligence hath bene in the deputy Bailiffes in retorninge of sufficient Jurors, as also for their absence and want of attendance at these Sessions, and more particlerly in Raphe Waggett, deputy Bailiff for Gilling West, Tho. Waggett for Gilling East., Chr. Tenaunt of Hang East and Hallikeld, and Tho. Coates another deputy Bailiff for Gillingwest, the Court doth impose upon each of them the fine of 40s.

Next Sessions at Richmond, 6 Sept^r.

Rotul. Signat. per Arthur Dakins, Mil., Will. Tankred, Adam Midleham, Arm.

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